REGD NO. JKï ï 33



THE
JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 136] Jammu, Thu., the 21st Sept., 2023/30th Bhad., 1945. [No. 25

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PART I-A

Jammu and Kashmir Government–Orders

HIGH COURT OF JAMMU AND KASHMIR AND LADAKH
(Office of the Registrar General at Srinagar)

Subject :ð Amendments in the Jammu and Kashmir General Rules (Civil) Svt. 1978.

Notification

No. 1280 of 2023/RG Dated 22-07-2023.

Whereas, in terms of Section 122 of the Code of Civil Procedure, 1908, the draft amendments in the Jammu and Kashmir General Rules (Civil) Svt. 1978 were duly circulated amongst all stake holders and uploaded on the High Court website as well, for inviting suggestions/ objections from one and all ;

Whereas, in pursuance to the said circulation, no objection/ suggestions from any quarter have been received ; and

Now, therefore, in exercise of the powers conferred by Article 227 of the Constitution of India read with Section 122 of the Code of Civil Procedure! 1908, the High Court of Jammu & Kashmir and Ladakh, with prior approval of the Lieutenant Governor of the Union Territory of Jammu and Kashmir, hereby make the following amendments in the Jammu and Kashmir General Rules (Civil) Svt. 1978 ; namely :ð

1 In Chapter VI ;

(i) After rule 196, the following shall be inserted as rule 196A ; namely :ð

"196A.ð In appropriate cases, where the possession is not in dispute and not a question of fact for adjudication

before the Court, the Court may appoint Commissioner to assess the accurate description and status of the propertyò.

(ii) **After rule 210,** the follovvinq shall be inserted as 210A ; namely :ð

"**210A**.ð The Court must, before passing the decree, pertaining to delivery of possession of a property ensure that the decree is unambiguous so as to not only contain clear description of the property but also having regard to the status of the propertyò.

2. In Chapter VIA, after rule 10, the following shall be inserted as rule 10A ; namely :ð

"**10A.** After examination of parties under Order X or production of documents under Order XI or receipt of commission report, the Court must add all necessary or proper parties to the suit, so as to avoid multiplicity of proceedings and also make such joinder of cause of action in the same suitò.

3. In Chapter VIB ;

(i) **After rule 43,** the following shall be inserted as rule 43A ; namely :ð

"**43A.**ð In suits relating to delivery of possession, the Court must examine the parties to the suit under Order X in relation to third party interest and further exercise the power under Order XI Rule 14 asking parties to disclose and produce documents, upon oath, which are in possession of the parties including declaration pertaining to third party interest in such propertiesò.

(ii) **After rule 54,** the following shall be inserted as rule 54A ; namely :ð

"**54A,**ð In a suit for payment of money, before settlement of issues, the defendant may be required to disclose his assets on oath, to the extent that he is being

made liable in a suit. The Court may further, at any stage, in appropriate cases during the pendency of suit, using powers under Section 151 CPC, demand security to ensure satisfaction of any decreeò.

3. In Chapter VII ;

(i) **After rule 6**, the following shall be inserted as rule 6A ; namely :ð

"6A.ð The Court should allow taking of evidence during the execution proceedings only in exceptional and rare cases where the question of fact could not be decided by resorting to any other expeditious method like appointment of Commissioner or calling for electronic materials including photographs or video with affidavitsò.

(ii) After rule 7, the following shall be inserted as rule 7A ; namely :ð

"7A.ð In a money suit, the Court must invariably resort to Order XXI Rule 11, ensuring immediate execution of decree for payment of money on oral applicationò.

(iii) After rule 14, the following shall be inserted as rule 14A ; namely :ð

"14A.ð The Court exercising jurisdiction under Section 47 or under Order XXI of CPC, must not issue notice on an application of third-party claiming rights in a mechanical manner. Further, the Court should refrain from entertaining any such application(s) that has already been considered by the Court while adjudicating the suit or which raises any such issue which otherwise could have raised and determined during adjudication of suit if due diligence was exercised by the applicantò.

(iv) After rule 17, the following shall be inserted as rule 17A ; namely :ð

"17A.ð The Executing Court must dispose of the Execution Proceedings within six months from the date

of filing, which may be extended only by recording reasons in writing for such delayò.

(iv) **After rule 27,** the following shall be inserted as rule 27A ; namely :ð

“27A.ð Under Section 60 of CPC, the term "..... in name of the judgment-debtor or by another person in trust for him or on his behalf" should be read liberally to incorporate any other person from whom he may have the ability to derive share, profit or propertyò.

(v) **After rule 85,** the following shall be inserted as rule 85A ; namely :ð

“85A.ð The Executing Court may on satisfaction of the fact that it is not possible to execute the decree without police assistance, direct the concerned Police Station to provide police assistance to such officials who are working towards execution of the decree. Further, in case an offence against the public servant while discharging his duties is brought to the knowledge of the Court, the same must be dealt stringently in accordance with lawò.

(vii) **After rule 86,** the following shall be inserted as rule 86A ; namely :ð

“86A.ð The Court must in appropriate cases where it finds the objection or resistance or claim to be frivolous or mala fide, resort to sub rule (2) of rule 98 of Order XXI as well as grant compensatory costs in accordance with Section 35Aò.

4. **After Chapter VII,** the following shall be added as Chapter VIlA and rule 1 thereof shall be inserted ; namely :

“1. Under Order XL Rule 1 of CPC, a Court Receiver can be appointed to monitor the status of the property

in question as custodial legis for proper adjudication of the matterò.

By order.

(SD.) SHAHZAD AZEEM,

Registrar General.

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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIATð GENERAL ADMINISTRATION
DEPARTMENT, J&K.

Subject :ð Issuance of Certificate for Online Services using Digital Signature-reg.

Government Order No. 1041-JK (GAD) of 2023

Dated 28-08-2023.

In accordance with Section 3 and 3A of Chapter II of the Information Technology Act, 2000, read with its Section 5 of Chapter III, dealing with promoting use of digital technologies in government operations and with a

view to streamline the process of issuing digital certificates, documents and other electronic record by various departments, it is hereby ordered that the following e-authentication techniques shall be put to use in the process :ð

1. **Digital Signature Certificates (DSC)** : Digital Signature Certificates (DSC) are a secure and legally valid method for single/ bulk signing and issuing digitally signed certificates for online services.

2. **eSign** : eSign service is an online electronic signature service that can facilitate an Aadhaar holder to digitally sign a document. An Aadhaar holder can Sign a document after Biometric/One Time Password authentication thus requiring no paper-based application form or documents.

3. **Document Signer Mode** : Document Signer certificate are issued to organizational software applications for operating automatically to authenticate documents/information attributed to the organization by using Digital Signature applied on the document, documents/information.

All Administrative Departments/Heads of Departments/Deputy Commissioners/Managing Directors of various PSUs/Boards/Corporations are accordingly advised to adopt any of the above-mentioned modes for digital signing of certificates/documents w. e. f. 1st September, 2023 along with ensuring necessary training and awareness of employees in this regard. Details of the aforesaid authntication techniques are annexed as Annexure-A to this order for reference.

Further, the departments may contact Mr. Raman Gupta, Technical Officer, Information Technology Department (+91 94191-88330) for any technical guidance/hand holding.

By order of the Lieutenant Governor.

(Sd.) SANJEEV VERMA, IAS,

Commissioner/Secretary to the Government.

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Annexure to Government Order No. 1041-JK(GAD) of 2023 dated 28-08-2023.

1. **Digital Signature Certificates (DSCs)** : DSCs ensure secure and legally valid online service certificates, offering robust authentication through electronic signatures in accordance with illegal provisions. Hereôs a general outline of the process :ð

   a. **Choose a Certifying Authority (CA)** : Select a trusted Certifying Authority (CA) accredited by the Controller of Certifying Authorities (CCA) in your country. CAs are authorized entities to issue digital signature certificates.

   b. **Application Form** : Obtain the DSC application form from the chosen CAôs website or physical location. Fill out the required detailed accurately and completely.

   c. **Identity Verification** : You will need to provide valid identity and address proof documents as per the CAôs requirements. Commonly accepted documents include Aadhaar card, Passport, PAN card, voter ID, and utility bills.

   d. **Verification Process** : The CA will verify your submitted documents. This may involve in-person verification or submission of documents through an authorized person. Some CAs offer online verification processes as well.

   e. **Payment** : Pay the prescribed fee for the DSC as specified by the CA. Fees can vary based on the type and validity period of the DSC.

   f. **Generate Key Pair** : Once your documents are verified and payment is confirmed, the CA will generate a key pair-a private key (Kept confidential) and a corresponding public key. The private key will be securely stored on a hardware token or software, while the public key will be part of your DSC.

   g. **Issue of DSC** : After verification and key pair generation, the CA will issue your DSC. This may involve providing you with a physical token (USB dongle) containing your DSC or sending you the DSC file along with instructions for installation.

h. **Installation** : Install the DSC on your computer system or hardware token as per the CAôs guidelines. The installation process may include setting a PIN for accessing the private key.

i. **Testing** : Test the DSC by signing and verifying sample documents to ensure its functioning correctly.

j **Use** : Your DSC is now ready to use. You can sign documents, authenticate transactions, and access various online services securely.

2. **eSign** : eSign provides a streamlined method for subscribes to electronically sign online service certificates, upholding authenticity and compliance with electronic authentication standards. The process is as follows :ð

a **Choose an eSign Service Provider** : Select a recognized eSign service provider that is compliant with legal regulations in your country. These services providers are authorized to offer eSign services.

b. **Provide Identity Information** : Youõll need to provide your identity information to the eSign service provider. This might include details such as your name, Aadhaar nember (or other identification number) and contact information.

c. **Aadhaar Verification** : In many cases, eSign is closely linked to Aadhaar authentication. You might be required to authenticate your identity using your Aadhaar number and a One-Time Password (OTP) sent to your registered mobile number.

d. **Select the Document** : Choose the document you want to electronically sign. This could be a contract, agreement, form, or any other type of document that requires your signature.

e. **Sign the Document** : Use the eSign platform provided by the service provider to affix your electronic signature to the document. This could involve clicking a ółSignôô button, entering a password or PIN, or other authentication methods.

f. **Generate eSigned Document** : Once youôve signed the document the eSign service will generate a digitally signed version of the document, this signed document will include your electronic signature and a timestamp.

g. **Download or Share** : You can usually download the eSigned document from the eSign platform. You can then store, share or submit the digitally signed document as required.

h. **Verfication** : The recipient of the eSigned document can verify its authenticity and integrity by using the appropriate verification tools provided by the eSign service provider or other authorized entities.

3. **Document Signer** : Document Signer mode, adhering to established guidelines, ensures the legitimacy and integrity of online service certificates, enhancing trust in digital transactions. The process is as follows :ð

a. **Choose a Document signing Tool** : Select a reputable and secure electronic document signing tool or software. There are various options available, both online and offline, that allow you to sign documents electronically.

b. **Create an Account (if applicable)** : If the chosen tool is an online service, you might need to create an account on their platform.

c. **Upload Your Document** : Use the toolôs interface to upload the document that you need to sign. This could be a contract, agreement, form, or any other type of document.

d. **Position Your Signature** : Once the document is uploaded, the tool will typically allow you to place your signature on the document. You might be able to draw your signature using a mouse or stylus, or upload a scanned image of your physical signature.

e. **Add Additional Information (if needed)** : Depending on the tool and the documentôs requirements, you might also be able to add additional information like dates, text fields, checkboxes, or initials.

f. **Review and confirm** : Double-check the document to ensure that your signature is correctly positioned and any additional information is accurately added.

g. **Apply Your Signature** : Click the ó Signö or equivalent button on the toolõs interface to apply your electronic signature to the documents.

h. **Save or Download** : After signing, you will likely have the option to save or download the signed document. Some tools might also provide options for sending the signed document to others directly from the platform.

i. **Verify Signature (if needed)** : Depending on the context, you or the recipient of the document may need to verify the electronic signatureõs authenticity using appropriate verification tools.

j. **Store and share** : Store the signed document in a secure location. You can share it electronically with other parties involved in the transaction.

(Sd.) ROHIT SHARMA, JKAS,

Additional Secretary to the Government.

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GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIATð REVENUE DEPARTMENT,
JAMMU/SRINAGAR.

Subject :ð Acquisition of land measuring 26 Kanals 01 Marla situated in Village Nanga, Tehsil Ramgarh, District Samba for construction of Border Out Post (BOP) namely óMaluchakö.

ð ð ð ð

Notification No. 11-Rev(LAJ) of 2023

Dated 07-08-2023.

Whereas, on the basis of indent placed by the Inspector General, BSF, Jammu vide No. Axxv/BOP-Maluchak/Engg/2011/430 dated 14-11-2011, notification under Section 4(1) of land Acquisition Act, Samvat 1990 was issued by Sub-Divisional Magistrate (SDM), Vijaypur, vide Notification No. 05 of 2015 dated 18-08-2015 endorsement No. SDM/V/ 201-16/754-60 dated 19-08-2015 followed by Corrigendum No. SDM/V/

2016-17/05-06 dated 02-04-2016 for land measuring 26 Kanals 01 Marla situated in Village Nanga, Tehsil Ramgarh, District Samba for construction of Border Out Post (BOP) namely ó Maluchak ô calling upon the objections from the land owners/interested persons ; and

Whereas, pursuant to above notification, no objection was received from anyone and District Collector (DC), Samba, accordingly recommended the case to this department vide No. ACR/LAS/16-17/1119 dated 11-11-2016 read with No. DCS/ACR/LAS/18-19/157-58 dated 17-07-2018 and No. DCS/ACR/LAS/19-20/346-47 dated 06-09-2019 for issuance of declaration under Sections 6 and 7 of J&K Land Acquisition Act, Samvat 1990, for construction of Border Out Post (BOP) namely Maluchak ; and

Whereas, vide No. Rev/LAJ/Nanga/40/2021 dated 05-03-2021, Deputy Commissioner, Samba was requested to furnish the shadow file containing revenue papers duly authenticated, copy of Section 4(1) and recommendations/letter for issuance of declaration under Sections 6 and 7 of Land Acquisition Act, Samvat 1990 ; and

Whereas, Deputy Commissioner, Samba vide No. DCS/ACR/LAS/ 2023-24/200-204 dated 01-07-2023 has forwarded the shadow file duly prepared by Collector, Land Acquisition concerned which includes copies of all relevant documents pertaining to the case :ð

a. Land is needed purely for public purpose i.e. construction Border Out Post (BOP) by BSF at Village Nanga, Tehsil Ramgarh.

b. Sufficient funds on account of land compensation are available with the border Security Force (BSF).

c. Land has not been acquired earlier on for subject public purpose.

d. aks titima has been authenticated by the Border Security Force (BSF) as a token of its correctness.

Whereas, Deputy Commissioner, Samba vide letter referred above has requested that declaration under Sections 6 and 7 of Land Acquisition Act, Samvat 1990 be issued for acquisition of land measuring 26 Kanals 01 Marla situated in Village Nanga, Tehsil Ramgarh being acquired for public purpose i.e. construction of Border Out Post (BOP) by BSF ; and

Whereas, the case was examined in the department and it has been found that no one has filed any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are given above is required for public purpose i.e. for construction of Border Out Post (BOP) namely ó0Maluchakõ0.

Now, therefore, in pursuance of Section 6 of the J&K Land Acquisition Act, Samvat 1990, it is declared that the land measuring 26 Kanals 01Marla situated in Village Nanga, Tehsil Ramgarh, District Samba is required for public purpose i.e. for construction of Border Out Post (BOP) namely ó0Maluchakõõby Border Security Force (BSF). Further, the Collector, Land Acquisition (SDM), Vijaypur is directed under Section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be held specifically responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested person/rightful claimants, in accordance with the relevant laws/rules in force, while making the award. The Collector/Indenting Department shall also ensure that no compensation shall be made for the portion of land which has already been acquired for the road in question.

(Sd.) DR. PIYUSH SINGLA, IAS,

Secretary to the Government.

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PART II—B

Notifications, Notices and Orders by the Heads of Departments.

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GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE COLLECTOR LAND ACQUISITION,
ADDITIONAL DEPUTY COMMISSIONER, KISHTWAR.

Award under Section 23 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

Case No.	:	ADCK/LA/2023-24/295-302
Dated	:	27-07-2023
Name of Village	:	Bhandera
Nature of acquisition	:	Permanent
Revenue Village	:	Bhandera
Tehsil	:	Drabshalla
District	:	Kishtwar
Purpose of acquisition	:	Construction of road Kandni to Ohli, Village Bandera, Tehsil Drabshalla, District Kishtwar.

1. INTRODUCTION :

These proceedings are under provisions of Section 23 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilition and Resettlement Act, 2013 for determination of compensation in

respect of net area of land proposed to be acquired measuring 51 Kanals 03 marlas for construction of road Kandni to Ohli Village Bhandera. The land acquisition proceedings were initiated with the publication of Preliminary Notification under Section 11 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

The Chief Engineer PMGSY, Jammu, vide No. CEJ/PMGSY/ 22106-08 Dated 18-03-2021, submitted proper letter of indent for acquisition of land for construction of road Kandni to Ohli Village Bhandera. Accordingly, Tehslildar Drabshalla submitted the said land acquisition papers to this office duly completed in all respects for further necessary action.

2. PUBLICATION OF NOTIFICATIONS AND ISSUE OF NOTICES :—

The local SIA team was notified as Social Impact Assessment Team (SIA) under Section 4(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 for conducting Social Impact Assessment Team (SIA) vide No. ADCK/LA/2022-23/565-72 Dated 21-12-2022, and on the recommendations of the committee under rule 4(1) of RTFCR Act, 2013 treated as social impact assessment report as per rule 8 of the Act, it has been brought into the notice that no dislocation is involved and consent of more than 70% of land owners has been obtained by Tehsildar Drabshalla, wherein the concerned land owners have given their willingness and have agreed for providing their land for the said acquisition.

The Preliminary Notification No. ADCK/LA/2022-23/756-64 Dated 01-03-2023 was issued under Section 11 of the Act stating that the land described in the schedule thereto (thereafter referred to as the said land) was needed or likely to be needed for the public purpose. The notification was issued for inviting objections within 60 days.

No objections were received against the Preliminary Notification. The proposal was then submitted to the Appropriate Government i. e., Deputy Commissioner (District Collector) Kishtwar vide No. ADCK/ LA/2023/119 Dated 06-05-2023, seeking approval to proceed with acquisition process and the same was approved ; and

Further, on approval of Appropriate Government i.e., Deputy Commissioner (District Collector) Kishtwar, vide Declaration No. 07 of 2023 Dated 09-05-2023 read with endorsement No. DCK/LA/23/ F.No.287/51 Dated 09-05-2023, it was declared under the provisions of Section 19 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 that the land was required for the public purpose namely construction of road Kandni to Ohli, at Village Bhandera Tehsil Drabshalla District Kishtwar.

To facilitate causation of the above requirements. Notice vide No. ADCK/LA/2023/122-130 Dated 09-05-2023 was served under Section 21 of the RFCTLARR Act, 2013, stating that all person having interest in the said land may submit their objections within 30 days and may appear personally or through an agent.

Under Section 21 of the RFCTLARR Act, 2013, the Government intended to take the possession of the land in 30 days from the date of issue of the Notice and claims to compensation for all interests in the land, had to submitted to the collector for disposal within 30 days from the date of issue of the Notice. In response to this notification two persons filed objections regarding the quantum of land involved however, on showing the revenue papers they were satisfied with the area involved and submitted that they have no objections regarding the area involved.

The case file was as such submitted to the Deputy Commissioner (Appropriate Government) Kishtwar in the shape of Tentative Award vide No. ADCK/LA/2023/213 Dated 22-06-2023 for approval of rates. The rates so recommended have been approved by the Deputy Commissioner (Appropriate Government) Kishtwar and conveyed to this office vide No. DCK/LA/2023/F.No. 297/168 Dated 20-07-2023. The draft award, as per the approved rates was submitted to District Collector (Deputy Commissioner) for approval vide No. ADCK/LA/ 2023/291 Dated 24-07-2023 and the approval was received from District Collector Kishtwar vide No. DCK/LA/2023/F.No. 81/175 Dated 26-07-2023.

3. OWNERSHIP :—

Names of the persons whose land under acquisition is standing in the record of rights was ascertained from the revenue records and the same are shown in Award Statement.

4. SITUATION, DESCRIPTION AND LOCATION OF THE LAND :—

The total acquired land measuring 51 Kanals 03 Marlas, under acquisition where 39 Kanals 15 Marlas is un-irrigated while 11 Kanals-08 Marlas is irrigated agricultural land situated in Village Bhandera of Tehsil Drabshalla District Kishtwar.

5. VALUATION OF THE LAND :—

The principal for assessing the amount of compensation to be awarded has been laid down under Section 26(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 read with endorsement No. REV/LAJK/254/2020 Dated 26-08-2020 the total amount of compensation including multiplication factor by 02 as specified in schedule I read with Section 26(2) of the RFCTLARR, Act, 2013, followed by endorsement no. REV/LAJK/254/2022 Date 26-08-2022 Plus Solatium 100% as per schedule and accordingly the market value as per Stamp Duty rates of the land was determined for further determination of compensation.

6. DETERMINATION OF COMPENSATION :—

As per the provisions of the Section 30 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, 100% of the Compensation Amount (including market value as per Stamp Duty Rates multiplied by Multiplication Factor) is to be awarded and Solatium as has been determined in the Award Statement.

7. COMPENSATION OF LAND :—

The compensation of land is to be paid to land interested persons. The total amount of Award Workout to be Rs. 40775115/- (Rupees Four Crore Seven Lakhs Seventy Five Thousands One Hundred Fifteen) rates as per stamp duty including multiplication factor by 02 as specified in schedule I read with Section 26(2) of the RFCTLARR, Act, 2013 followed by endorsement No. REV/LAJK/254/2022 Dated 26-08-2022 plus Solatium 100% as per schedule I as worked out.

SUMMARY OF THE AWARD :

The award is summarized as under :—

A.	Total area of the land acquired from interested person(s)	51 Kanals–03 Marlas
B.	Amount of compensation assessed for un-irrigated land (39 Kanals–15 Marlas) as per stamp duty rates	Rs. 4889250/-
C.	Amount of compensation assessed for irrigated land (11 Kanals–8 Marlas) as per stamp duty rates	Rs. 1892400/-
D.	Total (B+C)	Rs. 6781650/-
E.	Multiplication of factor as specified in Schedule I read with Section 26(2) of the RTFCLARR Act, 2013, followed by endorsement No. Rev/LAJK/254/2020 Dated 26-08-2020.	02 (Two) Rs. 6781650 X 2 = Rs. 13563300/-
F.	Amount of Compensation assessed for Structures	Rs. 6327000/-
G.	Compensation Land + Structures (E+F)	Rs. 19890300/-
H.	Solatium 100% as specified in schedule	Rs. 19890300/-
I.	Value of Trees	Not available
J.	Total Value of Award (G+H)	Rs. 39780600/-
K.	Administrative Charges @ 2.5%	Rs. 994515/-
L.	Grand Total (J+H)	Rs. 40775115/-

The details of compensation of the land acquisition as per the Annexure-I is enclosed herewith.

8. MUTATION OF OCCUPANCY IN RESPECT OF THE SAID LAND BEING ACQUIRED :—

The acquiring department shall ensure that the record of right and all the relevant documents related to the ownership/occupancy of the

said land are accordingly modified and show the transfer of the said land solely in the name of Government consequent to taking over possession of the said land and the payment of the compensation to the concerned interested parties.

9. CORRECTION OF THE RECORD IN THE RECORD OF RIGHTS :—

The Tehsildar, Drabshalla shall carry out necessary mutation in the Record of Rights in the name of Indenting Department in respect of land so acquired as per the enclosed Award Statement.

10. APPORTIONMENT :—

The amount of compensation payable to interested persons as shown in the Apportionment Statement is in accordance with the provisions of Agricultural Reform Act, 1976 and the guidelines given by the Rev. Department vide No. REV (LB) 10/80 Dated 23-02-1980 and the latest Girdawari entries in the Field Book as well as in Girdawari Copies. However, in case of any dispute, which is not settled within reasonable time, the amount of compensation will be remitted to the court under Section 64 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 for jurisdiction.

11. ENCUMBRANCES :—

The Land under acquisition is free from all encumbrances as per the revenue papers prepared by the field staff duly authenticated in token of acceptance and correctness by the Intending Department and it has been mentioned in the Award Statement.

12. DOCUMENTS REQUIRED FOR OBTAINING AWARD :—

All the interested person(s) who are deemed lawfully entitled may receive compensation on submission of the below mentioned documents to the Office of Collector Land Acquisition, (ADC) Kishtwar during working hours.

a) Application addressing to the collector, Collector Land Acquisition, ADC Kishtwar.

b) Latest original land documents.

c) A copy of Bank Account Pass Book/Cancelled Cheque.

d) ID proof i. e., (Aadhaar Card/Voting Card/Driving License, etc.)

e) Five No. of bill/receipt stamps.

f) No Objection from Legal Heirs, If any.

(Sd.) INDERJEET PARIHAR, (JKAS),

Collector Land Acquisition,
Additional Deputy Commissioner,
Kishtwar.

———

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT–FINANCE DEPARTMENT
(Codes/Division)
JAMMU/SRINAGAR

Subject :— Payment of Dearness Allownace to Government employees continuing to draw their pay as per 6th pay commission-revised rate effective from 01-01-2023.

Reference :— General Administration Department's UO No. GAD-CORD/113/2021-09 Dated 29-05-2023.

———

Government Order No. 117–F of 2023

Dated 07-06-2023.

In continuation to Government Order No. 23–F of 2023 dated 06-02-2023, it is hereby ordered that Government employees continuing to draw their pay in the pre-revised Pay Scale/Grade Pay as per 6th Pay Commission, shall be paid Dearness Allowance as under :—

Existing Rate of DA	Revised Rate of DA	With effect from
212% of Basic Pay	221% of Basic Pay	01-01-2023

i. The payment of Dearness Allowance involving a fraction of 50 paisa and above shall be rounded to the next higher rupee and the fraction of less than 50 paisa shall be ignored.

ii. The arrears on account of additional installment of DA from January, 2023 to May, 2023 shall be paid in cash in June, 2023 and shall from part of the monthly salary from June, 2023 onwards.

By order of the Lieutenant Governor.

(Sd.) S. L. PANDITA,

Director General (Codes),
Finance Department.

———

OFFICE OF THE STATE TAXES OFFICER, CIRCLE-F, JAMMU.

Notification

Under Rule 6(i) of the CST Act, 1956 and J&K GST Rules, 1958.

It has been reported by M/s Vallabh Trading Co., Partap Garh, Jammu bearing TIN No. 01601060548 that VAT-65 Forms bearing No. 0600419–0600428 have been lost and the matter stands published in the following newspapers :—

The News Expression dated 31-07-2023

Punjab Kesari dated 22-06-2023

The dealer has also furnished an indemnity bond amounting to Rs.2500000/- in this respect which is placed on record. Hence below noted VAT–65 Forms are hereby declared as invalid for the purpose of Sub-Section (5) (4) of the Section of 8 of the CST Act, 1956. Anybody fraudulently using the said VAT–65 Forms will render himself liable for penal action as per law.

Anybody finding the said VAT–65 Forms, Please return the same to the Undersigned.

No. of VAT–65 Forms	:	(10) Ten only
S. No. of 'C' Forms	:	0600419-0600428
Name and address of the dealer	:	M/s Vallabh Trading Co., Partap Garh, Jammu.
Registration No.	:	01601060548
Whether lost/stolen/destroyed	:	Lost

(Sd.) RUCHI GUPTA,

State Taxes officer,
Circle–F, Jammu.

———

UNION TERRITORY OF JAMMU AND KASHMIR,
OFFICE OF THE COLLECTOR LAND ACQUISITION,
KISHTWAR
ASSISTANT COMMISSIONER REVENUE, KISHTWAR

Subject :— Acquisition of land measuring 02 Kanals 17½ Marlas situated at Village Kishtwar, tehsil and District Kishtwar, for Construction of Water Filtration Plant of 07 MLD at Treser under WSS Naigad for Kishtwar Town in Village Kishtwar.

———

Notice

In exercise of the powers conferred upon me under Section 21 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. I, Varunjeet Charak (JKAS), Collector Land Acquisition (Assistant Commissioner Revenue) Kishtwar, do hereby require all the interested persons, i. e., Land Owners and Indenting Department to appear personally or through an agent to file objections, if any, regarding the amount of compensation to be assessed, interested in land as well as objections to the measurement of land made under Section 20 of the said Act, within 30 days from the date of issuance of this notice. The particulars of Land involved are as under :

S. No.	Name of Village	Survey No.	Type of Title	Type of Land	Area under Acquisition	Name and Address of person interested	Boundaries			
					K. M.		N	S	E	W
1.	Kishtwar	5022/4975/ 908 Min	Shamlat Deh	Un-Irrigated	00–05	Dheeraj Kumar, Parmeshwar Kumar Sons, Mst. Kanta Devi W/o Bal Krishan, Des Raj, Khem Raj Ss/o	NA	NA	NA	NA
2.	Kishtwar	4955/4877/ 908 Min	Shamlat Deh	Un-Irrigated	02–12½	Jia Lal Ramesh Kumar, S/o Lassu Ram Brahman	NA	NA	NA	NA
				Grand Total	02–17½					

Trees		**Structures**	
Variety	Number	Type	No.
Mixed	Nil	Partial residential/ Cow sheds	Nil
Grand Total	Nil		Nil

(Sd.) VARUNJEET CHARAK (JKAS),
Collector, Land Acquisition,
(Asstt. Commissioner Revenue), Kishtwar.

GOVERNMENT OF UNION TERRITORY OF JAMMU AND KASHMIR,
OFFICE OF THE DEPUTY COMMISSIONER, PULWAMA

Subject :— Preliminary Notification under Section-11(1) of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 for Acquisition of Land measuring 07 Kanals 05 Sirsai falling under Survey No. 227 min situated in estate Mughal Pora Charat Tehsil Pulwama District Pulwama required for public purpose namely Acquisition of Additional Land for Construction of PMGSY Road from Tenghar to Takiya.

———

Preliminary Notification under Section-11(1)

Notification No. 04 of 2023

Dated 04-08-2023.

Whereas, the formal indent has been placed by the Executive Engineer PMGSY Division Pulwama vide his No. EE/PMGSY/PUL/ 203-04 dated 20-04-2021 submitted to this Collectorate for land measuring 07 Marlas 05 Sirsai at Village Mughal Pora Charat Tehsil Pulwama for Acquisition of Additional Land for Construction of PMGSY Road from Tenghar to Takiya.

Whereas, it appears to the Collector that an area of land measuring 07 Marlas 05 Sirsai is required in Village Mughal Pora Charat Tehsil Pulwama District Pulwama for public purpose, namely Acquisition of Additional Land for Construction of PMGSY Road from Tenghar to Takiya.

Whereas, Social Impact Assessment study was carried out by SIA committee constituted by District Collector Pulwama Vide No. DCP/ LA/2020/610-30 Dated 25-08-2020 as laid down under rule 4 of the said Act and a detailed Social Impact Assessment Report has been submitted through Tehsildar Pulwama vide his No. TP-OQ/62 Dated 15-04-2023 which is as under :—

1. The proposed acquisition of land for the said project serves the public purpose as it will help farmers in day to day farming activities.
2. There is no unutilized land which has previously been acquired in the area for this purpose.

3. That no water supply scheme/pipeline is affected by the proposed acquisition.
4. Irrigation faculties to the farmers are not affected by the proposed acquisition.
5. Agricultural activities are not affected by the purposed acquisition.
6. RD Act is not violated by the proposed acquisition.
7. No forest area is involved in the proposed land acquisition.

The Committee submitted that the road serves the public purpose be considered and submitted to the District Collector Pulwama vide this office No. DCP/Coll/2023/75 dated 02-06-2023 for its acceptance and authorization for issuance of the notification under Section 11(1) for the said Act. The District Collector has authorized to the undersigned for the issuance of the said notice vide No. DCP/LA/2023/117-18 dated 07-07-2023.

Therefore, it is notified that a piece of land measuring 07 Marlas 05 Sirsai of standard measurement, whose detailed description is given hereunder needs to be acquired for public purpose namely Acquisition of Additional Land for Construction of PMGSY Road from Tenghar to Takiya.

S. No.	Survey No.	Type of Title	Type of Land	Area under Acquisition	Name and address of the person interested	Boundaries			
				K. M. S.		E	W	N	S
1.	227 min	Proprietary	Abi-Awal	00–07–05	Gh. Nabi Sheir holder 4 M 2 Sirsai and Shamim Ahmad and others Sons of Abdullh 3 M 3 Sirsai	236	224	228	226

Trees		Structures	
Variety	Number	Type	Plinth
Fruit bearing	7	Apple	Nil
Non fruit bearing popular Bren, willow	Nil	Nil	Nil

This notification is made under the provisions of Section 11(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Act No. 30/2013).

It is further notified under Section 11(4) of the Act, that no person shall make any transaction of land/structure i. e., sale/purchase, etc., or create any encumbrances on such land from the date of publication of such notification without prior approval of the Collector. Objections to the acquisition, if any, may be filed by the person interested within 60 (Sixty) Days from the date of publication of this notification as provided under Section 15 of the Act before Collector Land Acquisition (Assistant Commissioner Revenue) Pulwama and any objection filed beyond proper timeline shall not be entertined.

(Sd.) AIJAZ AHMAD SHAH (JKAS),

Collector Land Acquisition
Assistant Commissioner (Rev.)

———

IN THE COURT OF CHIEF JUDICIAL MAGISTRATE, REASI.

State V/s. Anil Kumar

FIR No. 192/2017 of Police Station, Reasi
File No. 209/Challan
DOI : 23-09-2017
DOD : 09-08-2023

GENERAL WARRANT OF ARREST UNDER SECTION 299 Cr. PC.

To

The SHO Police Station, Reasi
Through APP Reasi.

Whereas, the accused namely Anil Kumar S/o Rakesh Kumar R/o Kapoori Gate, Tehsil Batala, District Gurdaspur, Punjab who is facing trial before this Court has absconded and his immediate arrest in the near future is not possible and the bail bonds and the personal bonds stand forfeited.

As such the general warrants of arrest under Section 299 Cr. PC are issued against the above named accused. This is to authorize you to arrest the accused wherever he is found and produce the accused before the Court. The general warrant of arrest shall remain in existence till the accused is arrested and the warrants are recalled by the Court.

Given under my hand and the seal of the Court, this 09th day of August 2023.

(Sd.) .....

Chief Judicial Magistrate,
Reasi.

NOTIFICATION

I, CT (GD) Bishwa Nath (Personal No. 12090151) S/o Sh. Duni Chand R/o Village Khwaskhan, P.O Dhrap Kothen, District Jammu

state that my name has wrongly been written as Biawa Nath instead of correct name Bishwa Nath in my service book. Now, I am applying for correction of the same.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

My mother's name was mistakenly written as Ishrat Jan instead of Eshrat Naz on my 12th Pass Marks Card under Roll No. 13702213 through (CBSE). Now, I want to change.

Mohd Faizan Khan
S/o Javed Ahmad Khan
R/o Nillow The. Kulgam District Kulgam.

It is certified that I have complied with other legal requirements in this connection.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Danesh Kumar Gupta (Old Name), S/o Late Sh. Sham Lal Mahajan R/o H. No. 27, B/B, Gandhi Nagar, Jammu—180004 (JKUT) has changed my name from Danesh Kumar Gupta (Old Name) to Dinesh Kumar Gupta (New Name). I do hereby assume from this date the name surname Dinesh Kumar Gupta (New Name).

It is certified that I have complied with other legal requirements in this connection.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Rajinder Kumar S/o Mohan Lal Braroo R/o H. No. 147, Lane No. 4, Anand Nagar, Bohri, Jammu—180002 J&K do hereby declare that I have changed my name from Rajinder Kumar to Rajinder Kumar Braroo. That I further declare that both the names as mentioned herein above belong to one and same person i. e., myself.

It is certified that I have complied with other legal requirements in this connection.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Amandeep Kour D/o Jasbir Singh R/o H. No. 68, Gujral Eanclave Camp Road, Talab Tillo, Jammu state that my father's name has wrongly been written as Mohinder Kour instead of correct Name Jasbir Singh in my PAN Card bearing No. DERPK7724H. Now, I am applying for correction fo the same.

Amandeep Kour
D/o Jasbir Singh
R/o House No. 68, Gujral
Enclave Camp Road, Talab Tillo,
Jammu.

It is certified that I have complied with other legal requirements in this connection.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Suman Bala W/o Devender Kumar R/o H. No. 22, Sec-5, Shankar Colony, PO Gangyal, Jammu, J&K—180010 declare that my name is wrongly mentioned as Suman in my daughter's (Vanshika D.O.B. 19-11-2009) Birth Certificate instead of my correct name as Suman Bala as per my Aadhaar Card. Now, I am applying for correction. of my name in her Birth Certificate.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

Through the medium of this notice, I Sachin Kumar Vaishya, do hereby notify the change in my surname that my former name Sachin Kumar Vaishy be substituted and read now onwards as Sachin Kumar Vaishya, as adopted for all purposes. I also declare that I shall at all times hereafter in all records, deeds and writings and in all proceedings, dealings and transactions private as well as public and upon all occasions whatsoever use and sign the name of Sachin Kumar Vaishya as my name in place of and in substitution of my former name Sachin Kumar Vaishy.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Sohit Sharma S/o Devi Dayal R/o Bharda Kalan Tehsil Akhnoor District Jammu, UT J&K declare that my father's name was erroneously recorded as Devi Dayal Sharma in my school records, Matriculation certificate/Marks sheet of Central Board of Secondary Education (CBSE) Board) instead of correct name Devi Dayal. Now, I am applying for the correction of same from CBSE Board and school.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Ram Piari W/o Sat Paul R/o H. No. 326, Sec-3, Extension Vasant Vihar, Ward No. 53, Trikuta Nagar, Jammu state that my name has wrongly been written as Rani Devi instead of Ram Piari in my Aadhaar Card bearing No. 658090963369. PAN Card bearing No. EBUPD6447P and Voter Card bearing No. LNKO793182. Now, I am applying for correction of the same.

It is certified that I have complied with other legal requirements in this connection.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Laiq Ahmed Butt S/o Sh. Mohd Abdullah Butt R/o Chirag Colony, Bathindi Morh, Channi Rama, Jammu do hereby declare that my name in inadvertentenly written in my Aadhaar Card as Shokath Ahmed Wani instead of correct name Laiq Ahmed Butt. That my correct name is Laiq Ahmed Butt as per other documents. Now, I am applying for correction.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Harpreet Kour D/o Hans Raj R/o Chandhali, Sarthal, Kishtwar declare that my name is wrongly written in PAN Card bearing No. DIJPA1972D as Aarti Aryan instead of correct name Harpreet Kour. So I am applying for the correction of the name.

It is certified that I have complied with other legal requirements in this connection.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Mohd Zaffer father of Mohd. Imran Azad R/o Village Chak Sarkari, P.O. Qila Parhal, Tehsil Qiladarhal, District Rajouri, declare that my names was wrongly written as MD Zaffar in 10th Class Marksheet of my son Mohd. Imran Azad (CBSE) Roll No. 13128165. Registration No. C122/24919)0085) instead of my correct name i. e., Mohd. Zaffer which appears in Domicile Certificate of my said son i. e., Mohd Imran Azad and in my all other documents. My correct name is Mohd. Zaffer which may be corrected in marksheet of my said son. Now, I am applying for correction of my name.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Priya Dubey W/o Sh. Naresh Kumar Sharma R/o Ward No. 04 Ramgali, Reasi hereby affirm and confirm that in school record of my minor son namely Vaibhav Sharma and his Date of Birth of 02-01-2008 in his K.V. School Jyotipuram my name is written as Priya Sharma that is wrong so I have to change my name to Priya Dubey instead of Priya Sharma in my son Vaibhav Sharma's School record.

It is certified that I have complied with other legal requirements in this connection.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Bavrica Kour Sudan D/o Ranjeet Singh R/o Trilokpur Camp, Gol Gujral, Jammu declare that my Father's name is wrongly written in my 10th and 12th CBSE Marksheet as Ranjeet Singh Sudan. The correct name is Ranjeet Singh. Now, I am applying for the correction of the same.

It is certified that I have complied with other legal requirements in this connection.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Pardeep Singh S/o Sham Singh R/o Village Manzgam, Tehsil D.H. Pora, District Kulgam, Kashmir A/P Dhoke Waziran, Nagrota, Jammu declare that my name is inadvertently written in my son Jaideep Singh's CBSE marks certificate as Pardeep Jamwal instead of correct name Pardeep Singh, Now applying for correction for the same vide affidavit No. IN-JK27426302696642V dated 29-04-2023, concerned please note.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

My name in my Passport bearing PP No. E-1298629 has been wrongly entered as Bhat Dilshada instead of Dilshada Akhter. Now, I am applying for its correction.

It is certified that I have complied with other legal requirements in this connection.

Dilshada Akhter C/o Mohammad Sayar Ganie
R/o Chanapora, Nowshera, Srinagar.

Notification

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By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Tripta Sharma W/o Jagdish Kumar R/o Khour Camp Tehsil Khour District Jammu do hereby declare that my name has been wrongly written in my daughter (Sonia Sharma) transfer certificate issued by Kendriya Vidyalaya Sangathan, Air Force Station Nasik, Ojhar as Tripta Devi instead of my correct name Tripta Sharma as per Part II order Aadhaar Card, Domicile Certificate, PAN Card and other documents etc., vide Affidavit No. IN-JK53221190316851V dated 09-09-2023 attested at Court, Akhnoor.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Prabh Dayal Sharma S/o Late Sh. Mansa Ram R/o H. No. 162, W. No. 13, Bishnah P/O Bishnah, Tehsil Bishnah District Jammu J&K UT have applied for the correction of my wife's name which has wrongly been written in my Joint Bank Account No. 02150401000021664 stands on my name with the J&K Bank Ltd., Branch Office Bishnah as Shakuntla Devi instead of Shkuntala Devi Sharma. Now, I am going to apply for the correction of the same.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

I, Vijaylaxmi Mahant D/o Krishna Dass Mahant, Mother's name Santoshi Bhai R/o Birpur, Samba, Jammu and Kashmir–181133 state that my name and my father's name has wrongly been written as Vijay Lakshmi instead of Vijaylaxmi Mahant and father's name has wrongly been written as Krishan Dass instead of Krishna Dass Mahant in my Aadhaar Card bearing No. 982684740037. Now, I am applying for correction of the same.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

———

NOTIFICATION

In Aadhaar Card records under Aadhaar Card No. 382059326464 my name has been recorded as Mohammad Maqbool Rather instead of Danish Maqbool Rather as per election card and other documents. Now, I awant to correct the same.

Danish Maqbool Rather
S/o Ghulam Nabi Rather
Cell No. 9906915121

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

NOTIFICATION

I, Shamshada Begum W/o Shokwat Ali R/o Momenabad, Bathindi, Jammu-181152 state that my name has wrongly been written as Shamad Begum instead of correct name Shamshada Begum in my Aadhaar Card bearing No. 678008507402. Now, I am applying for correction of the same.

It is certified that I have complied with other legal requirements in this connection.

Notification

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices shall remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

رجسٹرڈ نمبر جے کے۔33

सत्यमेव जयते

جموں وکشمیر سرکاری گزٹ

جلد نمبر136۔ جموں۔مورخہ 21 ستمبر2023ء بمطابق 30 بھادرا1945۔ ویروار۔نمبر25

اِشتہارات

ازعدالت منصف جوڈیشل مجسٹریٹ درجہ اوّل گول

سرکار یوٹی جموں وکشمیر بنام عبدل عزیز وغیرہ

علت نمبر41سال 2023 ء تھانہ پولیس گول

بجرائم زیردفعات 304,323,452,341,IPC & 3/25 I.A Act.

وارنٹ گشتی عام زیردفعہ 299 CRPC

خلاف ملزمان: منظوراحمد،خورشیداحمد پسران عبدل عزیز منہاس ساکنہ داڑم گول۔

حکم بنام اہلکاران پولیس یوٹی جموں وکشمیر

معاملہ مندرجہ عنوان الصدر میں ملزمان متذکرہ بالا بعد ارتقاب جرم پس وپیش چلے آرہے ہیں۔جن کو پولیس متعلقہ نے ہر ممکن طریقہ سے تلاش کرنے کی کوشش کی اِلاملزمان دستیاب نہ ہوئے اور نہ ہی دستیابی کی کوئی اُمید ہے۔

لہٰذا ملزمان متذکرہ بالا کو اِشتہاری ملزمان گردانا جاتا ہے اوراہلکاران پولیس یوٹی جموں وکشمیر کو حکم واختیار دیا جاتا ہے کہ ملزمان متذکرہ بالا اندر حدود یوٹی جموں وکشمیر جہاں کہیں اور جب کبھی بھی دستیاب ہوکو گرفتار کر کے عدالت ہذا میں پیش کریں۔وارنٹ تا دستیابی مُلزمان زیرکار رہیں گے۔تحریر 02-06-2023

دستخط: منصف جوڈیشل مجسٹریٹ درجہ اوّل گول

ازعدالت چیف جوڈیشل مجسٹریٹ جموں

سرکار یوٹی جموں وکشمیر بنام سینی کمار

مثل نمبر 15419 چالان تاریخ دائرہ 04-04-2014 تاریخ فیصلہ 09-08-2023

پرچہ علت نمبر 95 سال 2013ء تھانہ پولیس گنگیال

بجرائم زیردفعات 457/380 RPC

وارنٹ گشتی بمنشاء دفعہ 512 ض ف

برخلاف ملزم: سینی کمار ولد پریم مسیحی ساکنہ بندو رکھ سرور تحصیل وضلع جموں۔ حال تحصیل بڑی براہمناں ضلع سانبہ۔

حکم بنام اہلکاران پولیس یوٹی جموں وکشمیر

مقدمہ مندرجہ عنوان الصدر میں ملزم کے خلاف کاروائی بمنشاء دفعہ 512 ض ف عمل لائی جاچکی ہے۔

لہٰذا آپ جملہ اہلکاران پولیس یوٹی جموں وکشمیر کو حکم واختیار دیا جاتا ہے کہ آپ مُلزم کو جہاں کہیں اندر حدود یوٹی دستیاب ہوں گرفتار کر کے عدالت ہذا میں پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا تحریر 09-08-2023

دستخط: چیف جوڈیشل مجسٹریٹ جموں۔

از عدالت سپیشل جج فاسٹ ٹریک کورٹ پاکسو جموں

سرکار یوٹی جموں وکشمیر بنام راہول کمار بھگت وغیرہ

مثل نمبر137/ف سال 2023 تاریخ دائرہ 03-08-2023

تاریخ فیصلہ رواں

علت نمبر140 سال 2023 تھانہ پولیس بشناہ

بجرائم زیر دفعات:۔ملزم نمبر1 376,109,506,504,IPC,67-A I-TACK 1

314/16 POCSO Act.

ملزم نمبر2 109 IPC 16 POCSO Act.

وارنٹ گشتی زیر دفعہ 299 ض ف

برخلاف ملزم: اشیش بھگت ولد بلدیو راج ساکنہ چنی منہاس سوانکھا موڑ تحصیل وجے پور سانبہ۔

حکم بنام اہلکاران پولیس یوٹی جموں وکشمیر

مقدمہ مندرجہ عنوان الصدر میں بروئے رپورٹ پولیس SHO تعمیل کنندہ سے پایا گیا ہے کہ ملزم مندرجہ بالا مقدمہ ہذا میں روپوش ہو چکا ہے اور نہ ہی ملزم کی

جلد دستیابی کی کوئی امید نظر آتی ہے۔ راقم کو بھی اطمینان ہوا ہے کہ واقعی ملزم اشیش کمار ولد بلدیو راج روپوش ہو چکا ہے اور اُن کی جلد دستیابی کو کوئی امید نظر نہیں آتی ہے۔

لہٰذا اہلکاران پولیس یوٹی جموں وکشمیر کو حکم واختیار دیا جاتا ہے کہ ملزم مذکور کہیں بھی اندر حدود جموں وکشمیر یوٹی دستیاب ہوں تو گرفتار کر کے عدالت ہذا میں پیش کریں۔ وارنٹ تا دستیابی ملزم زیر کار رہے گا ۔

دستخط: سپیشل جج فاسٹ ٹریک کورٹ پاکسو جموں

ازعدالت سپیشل ایکسائز موبائیل مجسٹریٹ جموں

سرکار یوٹی جموں وکشمیر بنام گلاب شیخ

مثل نمبر Challan/4713 سال 2019 دائرہ 22-07-2019 فیصلہ 22-05-2023

علت نمبر 35 سال 2019 تھانہ پولیس چھنی ہمت

بجرائم زیر دفعہ 379 RPC

وارنٹ گشتی عام خلاف ملزم:۔

Gulab Sheikh S/o Biloo Sheikh R/o Bardman kalkatta W.Bengal A/P Chhanni Himmat Sec-05 Jammu.

حکم بنام اہلکاران پولیس یوٹی جموں وکشمیر

مقدمہ مندرجہ عنوان الصدر میں آپ کو تحریر کیا جاتا ہے کہ ملزم کو عرصہ سے طلب کیا جارہا ہے اِلا ملزم حاضر عدالت نہ آرہا ہے۔ اس نسبت تعمیل کنندہ کا بیان بھی

قلمبند کیا گیا تعمیل کنندہ کا بیان ہے کہ ملزم کو علاقہ ہذا میں کافی تلاش کیا گیا ۔ اِلا وہ دستیاب نہ ہوا ہے ۔ ملاحظہ مثل بیان تعمیل کنندہ سے پایا گیا ہے کہ ملزم کی تعمیل بطریق معمولی ہونی مشکل ہے ۔

لہٰذا مُلزم کے خلاف وارنٹ گشتی عام جاری کیا جاتا ہے اور اہلکاران پولیس یوٹی جموں وکشمیر کو حکم دیا جاتا ہے کہ ملزم کو اندر حدود یوٹی جموں وکشمیر جہاں کہیں بھی دستیاب ہو گرفتار کر کے عدالت ہذا میں پیش کریں ۔ وارنٹ تا دستیابی ملزم زیر کار رہے گا۔

آج مورخہ 22-05-2023 کو ہمارے دستخط ومہر عدالت سے جاری ہوا۔

دستخط: سپیشل ایکسائز موبائل مجسٹریٹ جموں

از عدالت جوڈیشل مجسٹریٹ درجہ اول پٹن

سرکار یوٹی جموں وکشمیر نذیر احمد متو بنام غلام رسول ملہ وغیرہ

بجرایم زیر دفعہ 138 NI Act.

وارنٹ گرفتاری زیر دفعہ 512/299 ض ف

خلاف ملزم: اعجاز احمد ملہ ولد غلام رسول ملہ ساکنہ میر محلّہ حاجن گھاٹ تحصیل سمبل ڈسٹرکٹ بانڈی پورہ۔

حکم بنام اہلکاران پولیس یوٹی جموں وکشمیر

مقدمہ ہذا عنوان الصدر میں ملزم کے خلاف کاروائی زیر دفعہ 512/299 ض ف لائی جا چکی ہے ۔ اس ضمن میں نمبر دار، چوکیدار کا رپورٹ پیش کیا گیا جس سے عدالت ہذا کو اطمینان ہوا کہ ملزم جان بوجھکر روپوش ہوا ہے۔

لہذا اہلکاران پولیس یوٹی جموں وکشمیر کو حکم واختیار دیا جاتا ہے کہ جہاں کہیں بھی ملزم الصدر دستیاب ہوگا گرفتار کر کے عدالت جوڈیشل مجسٹریٹ پٹن میں مورخہ 29-08-2023 بجراست ضابطہ پیش کریں اور وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ وارنٹ ہذا مظہر کے حکم ودستخط سے جاری ہوا ۔

تحریر 12-08-2023

دستخط: چیف جوڈیشل مجسٹریٹ درجہ اوّل پٹن

از عدالت سیشن جج ریاسی

سرکار یوٹی جموں وکشمیر بنام

علت نمبر 174 سال 2021ء

مثل نمبر 125/2021 تاریخ دائرہ 28-12-2021 تاریخ فیصلہ 08-08-2023

بجرایم زیر دفعات 8,21,22 NDP A. Act

وارنٹ گشتی بمنشاء دفعہ 512/299 ض ف

حکم بنام اہلکاران پولیس یوٹی جموں وکشمیر

مقدمہ مندرجہ عنوان الصدر میں آپ کو حکم واختیار دیا جاتا ہے آپ ملزم شُبہم ور ما ولد دیوراج ساکنہ Chak Bragta تحصیل کٹڑہ جب کبھی اور جہاں کہیں بھی اندر حدود دیوٹی جموں وکشمیر دستیاب ہو تو گرفتار کر کے عدالت ہذا میں پیش کریں، وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ وارنٹ ہذا نسبت دستخط راقم ومہر عدالت سے آج مورخہ 08-08-2023 کو جاری کیا گیا۔

دستخط: سیشن جج ریاسی

ازعدالت پرنسپل ڈسٹرکٹ اینڈ سیشن جج گاندربل

سرکار یوٹی جموں وکشمیر بنام جہانگیر حسین ریشی ولد غلام حسن ریشی ساکنہ درسو پور کھرم بجبہاڑہ اننت ناگ (ملزم)

پرچہ علت نمبر 60 سال 2015ء تھانہ پولیس کنگن

بجرائم زیر دفعات 354,366,326/511

وارنٹ گشتی عام

خلاف ملزم: جہانگیر حسین ریشی ولد غلام حسین ریشی ساکنہ درسو پورہ کھرم بجبہاڑہ اننت ناگ۔

حکم بنام اہلکاران پولیس یوٹی جموں وکشمیر

معاملہ مندرجہ عنوان الصدر میں ملزم کی گرفتاری بطریق معمول ناممکن ہے اسطور ملزم کے خلاف کاروائی 299 ض ف بعمل لائی جاچکی ہے۔

لہذا اہلکاران پولیس یوٹی جموں وکشمیر کو حکم واختیار دیا جاتا ہے کہ جب کبھی جہاں کہیں ملزم اندر حدود یوٹی جموں وکشمیر دستیاب ہو تو اُسے گرفتار کر کے عدالت مجاذ میں بحراست ضابطہ پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہیگا۔

تحریر 25-07-2023

وارنٹ ہذا امروزہ 25-07-2023 بہ دستخط راقم ومہر عدالت کے جاری کیا جاتا ہے۔ حکم سنایا گیا۔ تحریر الصدر

دستخط: پرنسپل ڈسٹرکٹ اینڈ سیشن جج گاندربل

از عدالت ایڈیشنل سیشن جج اودہم پور

سرکار یوٹی جموں وکشمیر بنام دِلباغ سنگھ وغیرہ

پرچہ علت نمبر 92 سال 2018ء تھانہ پولیس اودہم پور

بجرائم زیر دفعات .8/15 29 NDPS Act

وارنٹ گشتی عام زیر دفعہ 512 ض ف خلاف ملزم

Sukhvinder Singh S/o Harpal Singh R/o Sherpura Kalla Teh. Jagrwan (Punjab) Distt. Ludhiana.

حکم بنام اہلکاران پولیس یوٹی جموں وکشمیر

معاملہ مندرجہ عنوان الصدر میں ملزم متذکرہ بالا دیدہ دانستہ طور پر حاضر عدالت ہذا سے بدستور غیر حاضر چلا آ رہا ہے جیسا کہ بیان S.H.O متعلقہ سے عیاں ہے کی ملزم مذکور پس وپیش ہو چکا ہے جس کی سر دست دستیابی کی کوئی اُمید نہ ہے اور ملزم مذکور کی دستیابی بطریق معمولی ہونی مشکل ہی نہیں بلکہ نہ ممکن ہے۔

لہذا اہلکاران پولیس کو بذریعہ وارنٹ گشتی زیر دفعہ 512 ض ف حکم واختیار دیا جاتا ہے کہ ملزم مذکور جہاں کہیں بھی اندر حدود یوٹی جموں وکشمیر دستیاب ہو تو گرفتار کر کے عدالت ہذا میں اور اختتام وقت کچہری پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ تحریر 03-06-2023

دستخط:۔ ایڈیشنل سیشن جج اودہم پور

EXTRAORDINARY REGD. NO. JKð 33

सत्यमेव जयते

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 135] Jammu, Thu., the 23rd Feb., 2023/4th Phal., 1944. [No. 47-b

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Jammu, the 23rd February, 2023.

SO-99ð Whereas, on 01-09-2022, a reliable information was received by the Police Station, CIK, Kashmir, to the effect that handlers of terrorist and secessionist organizations sitting in Pakistan in criminal conspiracy with the members of prescribed terrorist organizations operating in the UT of J&K, have created a module of overground workers for aiding, abetting, assisting, harbouring and providing logistic support to the terrorists and secessionist organization with the intention to further terrorist and unlawful activities in the UT of J&K and to

wage war against the Government of India, besides, the perpetrators are primarily switching to encrypted internet messaging platforms and other software applications to stay in touch with the members of terrorist organizations while maintaining secrecy with adversary ; and

2. Whereas, based on the above, a Case FIR No. 16/2022 under sections 13, 18, 19, 38, 39, 40 of ULA (P) Act and 120-B, 121 IPC was registered in the Police Station, CIK, Kashmir, and the investigation of the case was set into motion. Subsequently, during the investigation, the offences under sections, 19 and 40 of ULA (P) Act were dropped from the case ; and

3. Whereas, during the investigation, two persons namely Umar Mushtaq Khan S/o Mushtaq Ahmad Khan R/o Begum Bagh, Pulwama and Murtaza Rashid Dar @ Rameez S/o Abdul Rashid Dar R/o Sambora, Kakapora, were found involved in the commission of contact with a Pakistani based terrorist of JeM banned outfit namely Ali Kashif Jan @ Jan Ali Kashif @ Ilyas Kashif S/o Gowhar Ali R/o Doisrah, Charsadda, Khyber, Pakhtunwa, Pakistan, through the social media. The accused viz. Umar Mushtaq Khan, on the directions of accused viz. Murtaza Rashid Dar @ Rameez, procured 02 Pistols, 02 hand grenades and 30 9 MM live rounds from a car washing service ramp on Srinagar-Pulwama road near Samboora and handed over the same to an unknown terrorist at Pahoo bridge, Pulwama ; and

4. Whereas, during the investigation, one more person namely Sajad Ahmad Dar S/o Gh. Nabi Dar R/o Dethu, Herpora, Anantnag, was found involved in the commission of crime. Subsequently, the said accused was also arrested and it was found that he crossed the LOC in the year 2002 for obtaining illegal arms/ammunition and returned in the year 2014. The accused was subsequently, arrested by the Police and after release he came in contact with a Pakistan based terrorist of TuM banned outfit namely Khalid Saifullah, and on his directions the accused viz Sajad Ahmad Dar, procured 01 Pistol with magazine, 02 hand grenades and 08 rounds from an unknown person at Qaimoh and handed over the same to some unknown terrorists on the directions of the said Pakistan based terrorist; and

5. Whereas, during the investigation, it was established that the accused viz. Umar Mushtaq Khan, Murtaza Rashid Dar @ Rameez and Sajad Ahmad Dar, were in contact with the Pakistan based terrorists

namely Ali Kashif Jan @ Jan Ali Kashif @ Ilyas Kashif and Khalid Saifullah, through the social media and were working for them in order to promote terrorist activities, beside, under a well knit criminal conspiracy procured arms/ammunition and hand grenades from some unknown persons for further distribution among the terrorists for carrying out the terrorist activities in the valley and to wage war against the Government of India ; and

6. Whereas, the investigation, of the case shall continue to ascertain the identity of the other accused and to bring out their role/involvement in the case and the supplementary charge sheet against them would be filed in the court of competent jurisdiction ; and

7. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established a *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms of the provisions of the Unlawful Activities (Prevention) Act, 1967, and Indian Penal Code, as shown against their names :

S. No.	Name of the accused	Offence
1.	Umar Mushtaq Khan S/o Mushtaq Ahmad Khan R/o Begum Bagh, Pulwama.	13,18,38,39 ULA (P) Act 121 IPC.
2.	Murtaza Rashid Dar @ Rameez S/o Abdul Rashid Dar R/o Sambora, Kakapora.	
3.	Sajad Ahmad Dar S/o Gh. Nabi Dar R/o Dethu, Herpora, Anantnag.	
4.	Ali Kashif Jan @ Jan Ali Kashif @ Ilyas Kashif S/o Gowhar Ali R/o Doisrah, Charsadda, Khyber, Pakhtunwa, Pakistan.	18,38 ULA (P) Act.

8. Whereas, the accused viz. Ali Kashif Jan @ Jan Ali Kashif @ Ilyas Kashif, is absconding and the proceedings under section 299 Cr.PC. have been proposed to be initiated against him ; and

9. Whereas, the Authority appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention)

Act, 1967, has independently examined the Case Diary file and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

10. Whereas, after perusing the Case Diary file, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above mentioned accused for their prosecution under the provisions of law ; and

11. Whereas, the Government has independently examined the Case Diary file and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused under the aforementioned provision of the Indian Penal Code (IPC).

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, and Section 196 of the Code of Criminal Procedure, 1973, the Government hereby accord sanction for launching prosecution against the accused viz Umar Mushtaq Khan, Murtaza Rashid Dar @ Rameez, Sajad Ahmad Dar and Ali Kashif Jan @ Jan Ali Kashif @ Kashif, for the commission of offences punishable under the relevant Sections as indicated against the each accused at Para (7) above, arising out of FIR No. 16/2022 of Police Station, CIK, Srinagar.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD. NO. JKï 33

THE
JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 135] Jammu, Fri., the 3rd March, 2023/12th Phal., 1944. [No. 48-h

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PART I—B

Jammu and Kashmir Government—Notifications

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Jammu, the 3rd March, 2023.

SO-110.ð Whereas, on 05-01-2021, the Police Station, Kakapora, received a docket to the effect that during the search of a missing person namely Akeel Ahmad Lone S/o Mohd Abdullah Lone R/o Lalhar, Kakapora,

who got missing from his home on 05-12-2020, and it was learnt that the said missing person has joind the terrorist ranks of LeT banned outfit for carrying out terrorist activities ; and

2. Whereas, based on the above, a Case FIR No. 01/2021 under Section 121 IPC and Sections 18, 38 of ULA (P) Act, was registered in the Police Station,Kakapora, and the investigation of the case was set into motion. Subsequently, during the investigation, the offences under Sections 121 IPC and Section 18 of ULA (P) Act were dropped and the offence under Section 20 of ULA (P) Act, was added in the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, it was found that the accused viz. Akeel Ahmad Lone, was arrested by Pulwama Police during an encounter at Lelhar, Kakapora on 30-01-2021, for which a separate Case FIR No. 05/2021 stands registered in Police Station,Kakapora and the said accused is presently facing trial in the said case ; and

5. Whereas, during the investigation, it was established that the accused viz. Akeel Ahmad Lone, got missing from his home on 05-012-2020, and joind the terrorist ranks of LeT banned outfit for carrying out the terrorist activities in the area ; and

6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer has established a *prima facie*, involvement of the below mentioned accused for the commission of offences punishable in terms of the provisions of the Unlawful Activities (Prevention) Act, 1967, as shown against his name :ð

S. No.	Name of the accused	Offence
1.	Akeel Ahmad Lone S/o Mohd Abdullah Lone R/o Lelhar, Kakapora, Pulwama.	20, 38 of ULA (P) Act.

7. Whereas, the Authority appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

8. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for his prosecution under the provisions of Law.

Now, therefore, in the exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Akeel Ahmad Lone for the commission of offences punishable under Sections 20 and 38 of ULA (P) Act, arising out of FIR No. 01/2021 of Police Station, Kakapora.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD. NO. JKï 33

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 135] Jammu, Fri., the 3rd March, 2023/12th Phal., 1944. [No. 48-j

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PART I—B

Jammu and Kashmir Government—Notifications

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GOVERNMENT OF JAMMU AND KASHMIR

CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Jammu, the 3rd March, 2023.

SO-112.ð Whereas, on 17-10-2022, the Police Station, Karnah, received a docket to the effect that one person identified as Mohammad Shafi Sheikh S/o Aksar-u-Din Sheikh R/o Hajitarah, Karnah, has been working as Over Ground Worker (OGW) for the terrorists of LeT banned outfit and procured illegal arms/ammunition from them in order to distribute the same among the other terrorists for carrying out the terrorist activities in the area ; and

2. Whereas, based on the above, a Case FIR No.76/2022 under section 7/25 Arms Act, 13, 23 and under Section 39 of ULA (P) Act, was registered in the Police Station,Karnah, and the investigation of the case was set into motion ; and

3. Whereas, during the investigation, the accused viz. Mohammad Shafi Sheikh, was arrested in the case and during investigation arms/ ammunition viz. 01 Pistol with magazine, 11 rounds and 02 hand grenades were recovered at his instances ; and

4. Whereas, during the investigation, the seizure memos were prepared and the statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

5. Whereas, during investigation, it was established that the accused viz. Mohammad Shafi Sheikh, was working as Over Ground Worker (OGW) for the terrorists of LeT banned outfit and under well knit criminal conspiracy was providing logistic support to them, besides, procured illegal arms/ ammunition from across the border for further distribution among the other terrorists for carrying out the terrorist activities in the area ; and

6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer has established a *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms of the provisions of the Unlawful Activities (Prevention) Act, 1967, as shown against his name :

S. No.	Name of the accused	Offence
1.	Mohammad Shafi Sheikh S/o Aksar-ud-Din Sheikh R/o Hajitarah, Karnah.	13, 23, 39 of ULA (P) Act.

7. Whereas, the Authority appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

8. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for his prosecution under the provisions of Law.

Now, therefore, in the exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Mohammad Shafi Sheikh, for the commission of offences punishable under Sections 13, 23 and 39 of ULA (P) Act, arising out of FIR No. 76/2022 of Police Station, Karnah.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD. NO. JKð 33

सत्यमेव जयते

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 135] Jammu, Tue., the 14th March, 2023/23rd Phal., 1944. [No. 49-n

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART III

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATï ï FINANCE DEPARTMENT,
JAMMU/SRINAGAR

Notification

Jammu, the 14th of March, 2023.

SO-138.ð In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Lieutenant Governor is pleased to direct that the Schedule appended to Jammu and Kashmir Excise and Commercial Taxes (Departmental Examination) Rules, 2006 notified vide Notification SRO-140 dated 21st of April, 2006 shall be substituted by the Schedule appended to this notification.

This notification shall come into force with immediate effect.

By order of the Lieutenant Governor.

(Sd.).....

Secretary,
Finance Department.

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SCHEDULE

Syllabus for the Departmental Examinations

1. **Excise and Taxation Part I Examination**

PAPER-A

Marks-100

Time 3 hours

i. J&K Excise Act, Samvat 1958, and Rules thereunder provisions relating to grant, recall/cancellation of license, duties imposable and import-export and transport of liquor.

ii. Schedule of Rates prescribed under J&K Excise Act, and the rules thereunder.

iii. The Jammu and Kashmir Liquor License and Sales Rules, 1984.

iv. The Jammu and Kashmir Public Warehousing of Liquor and Intoxicating Drug Rules, 1970.

v. The Oaths Act, 1969.

PAPER-B

Marks-100

Time 3 hours

i. Central Goods and Services Tax Act, 2017.

ii. Jammu and Kashmir Goods and Services Tax Act, 2017 and the rules made thereunder.

iii. J&K Motor Spirit and Diesel Oil (Taxation of Sales) Act, Samvat 2005 and the rules made thereunder (Provisions relating to definitions, Levy of Tax and Licensing).

iv. Fundamentals of Accounting : Functions, Necessity and Principles of Accounting, Fundamentals of Double Entry System - General Principles, Fundamental knowledge of popular accounting software like Tally, Busy, Marg etc.

v. Incidence of Tax, Taxation Laws-Direct and Indirect, Indian Tax System, Tax Planning, Tax Evasion, Tax Avoidance.

PAPER-C

Marks-100

Time 3 hours

i. Constitution of India (Part I to IVA).
ii. The Right to Information Act, 2005.
iii. Elementary Knowledge of IT like Software, Hardware and Programming.
iv. Types of Computer networks and their uses, Office applications like Microsoft Word, Excel, PowerPoint, Internet Browsers etc.
v. J&K Govt. Employees (Conduct) Rules, 1971.
vi. Language Test (Ability to Read and write in English in discharge of official obligations).

2. Excise and Taxation Part II Examination

PAPER-A

Marks-100

Time 3 hours

i. The Indian Evidence Act, 1872.
ii. The Code of Criminal Procedure, 1973 (Chapters : 2, 3, 4, 5, 6, 7, 9, 15, 16, 23, 32, 33, 34, 35 & 36).
iii. The Indian Penal Code, 1860 (Chapters : 6, 9, 10, 11, 12, 13, 14, 17, 18 & 22).

PAPER-B

Marks-100

Time 3 hours

i. J&K Excise Act, Samvat 1958, and Rules thereunder.
ii. J&K Brewery Rules, Samvat 2003.
iii. J&K Distillery Rules, Samvat 2003.
iv. Narcotic Drugs and Psychotropic Substances Act, 1985.
v. The Jammu and Kashmir Public Safety Act, 1978.
vi. Clauses of Public Safety Act pertaining to liquor matters.

PAPER-C

Marks-100

Time 3 hours

i. Constitution of India (Parts : V, VI, VIII, IX, IXA, IXB).

ii. Concept and types of Indirect Tax; Right to impose indirect tax by Centre (Union)/State and Union Territory Governments before and after 101st Amendment of the Constitution of India; Introduction of GST in India, Tax Planning, Prevention of Tax Evasion and Tax Avoidance under GST.

iii. Jammu and Kashmir Goods and Services Tax Act, 2017 and the rules made thereunder.

iv. Central Goods and Services Tax Act, 2017.

v. Integrated Goods and Services Tax Act, 2017.

vi. The Goods and Services Tax (Compensation to States) Act.

vii. E-waybill System, mode of generation and conditions for movement of goods under GST/Law, Role of CBIC, GST Network and National Informatics Centre.

viii. J&K Motor Spirit and Diesel Oil (Taxation of Sales) Act.

PAPER-D

Marks-100

Time 3 hours

i. Medicinal and Toilet Preparation (Excise Duty) Act, 1956 and rules made thereunder.

ii. The Jammu and Kashmir Public Services Guarantee Act, 2011.

iii. The Public Records Act, 1993.

iv. The Registration Act, 1908.

v. The Limitation Act, 1963.

vi. The Code of Civil Procedure, 1908ð

(a) Order V - Issue and service of summons.

(b) Order XVI - Summoning and attendance of witnesses.

(c) Sec. 60 to 63 read with Order XXI.

(d) Order XIX - Affidavits.

(e) Order XXVI - Commissions - Rules 1 to 18 only.

(f) Order XL VII - Review.

PAPER-E

Marks-100

Time 3 hours

i. Accounting Basics, Books of Accounts, revenue, expenses, assets and liabilities, depreciation and auditing.

ii. Accounting Principlesð

   a. Concepts and Conventions.

   b. Cash and Mercantile Systems.

iii. Accounting of Bank transactions, bill transactions, preparation of bank reconciliation statements.

iv. Preparation of Trial Balance, Errors disclosed by Trial Balance and errors not disclosed by Trial Balance - rectification of errors.

v. Preparation of final accounts i.e. manufacturing, trading and profit and loss accounts and balance Sheet.

vi. E-commerce and its Technological Aspects.

vii. Digital Payment Systems : POS, UPI, Mobile wallets, Internet Banking, Micro ATMs etc.

viii. Computer applications : Introduction to Computer, DOS, Operating Systems (Windows/Linux), Word Processing in detail, Spreadsheet (Excel) in Detail, Presentation in MS-PowerPoint or equivalent, Outlook Express, Front Page, MS Access, System Tools, Virus etc.

3. Excise and Taxation Part III Examination

PAPER-A

Marks-100

Time 3 hours

i. The Transfer of Property Act, 1882.

ii. The Indian Partnership Act, 1932.

iii. The Indian Easements Act, 1882.

iv. Indian Companies Act, 2013 and the rules thereunder.

v. Hindu Lawð

   o Womens Property Stridhan.

   o Coparcener and Coparcenary Property (Metakshara Law).

PAPER-B

Marks-100

Time 3 hours

i. The General Clauses Act, 1897.
ii. The Sale of Goods Act, 1930.
iii. Jammu and Kashmir Goods and Services Tax Act, 2017 and the rules made thereunder.
iv. Central Goods and Services Tax Act, 2017.
v. Integrated Goods and Services Tax Act, 2017.
vi. The Goods and Services Tax (Compensation to States) Act.
vii. The Contempt of Courts Act, 1971.
viii. The Jammu and Kashmir Regulation of Accounts Act, Samvat 2001.
ix. The Court Fees Act, 1870.

PAPER-C

Marks-100

Time 3 hours

i. J&K Civil Services Regulations Vol. I.
ii. J&K Financial Code Vol. 1 Chapters I to VII.
iii. J&K Civil Services (Classification, Control and Appeal) Rules, 1956, Public Financial Management System.
v. Overview of GFR 2017.
vi. Stamps Act, 1977.

PAPER-D

Marks-100

Time 3 hours

i. Public Administration- Concept and Scope.

ii. Latest trends in Public Administration.

iii. Administrative Ethics and Corruption.

iv. Accountability in public administration and responsive administration.

v. Single line administration.

vi. Panchayati Raj Act, 1989 and Rules made thereunder.

vii. Office Management/Official Communication/Govt. SROs , e-office, Record Management, Leadership and Motivation, Supervisory Skills.

viii. The Prevention of Corruption Act, 1988.

PAPER-E

Marks-100

Time 3 hours

i. The Indian Contract Act, 1872.

ii. Constitution of India (Parts : XI, XIl, XIII, XIV, XIV A, XV, XX).

iii. Amendment Process to the Constitution - Centralization vs Decentralization - Community Development Programs- Balwant Rai Mehta, Ashok Mehta Committee.

iv. 73rd and 74th Constitutional Amendment Acts and their Implementation.

PAPER-F

Marks-100

Time 3 hours

i. Computer Applicationsð

   a. MS Window ....

   b. MS Office

   c. MS Excel

   d. MS PowerPoint

   e. Email, internet and intranet

ii. Overview of budgeting, Types of budgets, Approaches to budgeting, Preparing a budget, Budgetary control. NITI Aayog; Evolution and Objectives of NITI Aayog and its achievements. Economic Reforms in India. Concept of MIS, JKCPIS, Beams, JKPaySys, GeM portals etc.

EXTRAORDINARY REGD. NO. JKï ï 33

सत्यमेव जयते

THE
JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 135] Jammu, Fri., the 17th March, 2023/26th Phal,. 1944. [No. 50-i

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR

CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Jammu, the 17th March, 2023.

SOï 153.ð Whereas, on 26-02-2021, the Police Station, Kupwara, received a docket to the effect that a reliable information was received that three persons identified as Mohammad Ramzan Rather @ Rameez S/o Ab. Ahad Rather, Ajaz Ahmad Sofi S/o Gh. Mohiudin Sofi and Javid Ahmad Rather S/o Mohammad Ramzan Rather Rs/o Bramri, Kupwara, are working for the terrorists and are planning to join the militancy for

carrying out the terrorist activities and to wage war against the Government of India. Subsequently, a Joint Naka was established at Behamma, and during the checking the accused were arrested. During their personal search, the Police recovered some incriminatory material from their possession respectively ; and

2. Whereas, based on the above, a Case FIR No. 48/2021 under Sections 121-A, 122 IPC, and Section 13 of ULA (P) Act, was registered in the Police Station, Kupwara and the investigation of the case was set into motion. Subsequently, during the investigation, the offences under Section 122 IPC was dropped and the Section 38 of ULA (P) Act was added in the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, the accused viz. Mohammad Ramzan Rather @ Rameez, Ajaz Ahmad Sofi and Javid Ahmad Rather, were found in contact with the terrorists of LeT/MJF and TM outfits and were working for them in order to promote terrorist activities in the area ; and

5. Whereas, during the investigation, it was established that the accused viz. Mohammad Ramzan Rather @ Rameez, Ajaz Ahmad Sofi and Javid Ahmad Rather, were associated with the terrorist organization of LeT/MJF and TM outfits for carrying out the unlawful activities and to wage war against the Government of India ; and

6. Whereas, on the basis of the investigation, the statements of witnesses recorded and other evidence collected, the Investigating Officer, has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms of the provisions of the Unlawful Activities (Prevention) Act, 1967, and Indian Penal Code (IPC) as shown against their name :ð

S.No.	Name of accused	Offence
1	2	3
1.	Mohammad Ramzan Rather @ Rameez S/o Ab. Ahad Rather R/o Bramri, Kupwara.	13, 38 of ULA (P) Act, 121-A IPC.

1	2	3
2.	Ajaz Ahmad Sofi S/o Gh. Mohiudin Sofi R/o Bramri, Kupwara.	13, 38 of ULA (P) Act, 121-A IPC.
3.	Javid Ahmad Rather S/o Mohammad Ramzan Rather R/o Bramri, Kupwara.	

7. Whereas, the Authority appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

8. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law ; and

9. Whereas, the Government has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused under the aforementioned provision of the Indian Penal Code (IPC).

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, and Section 196 of the Code of Criminal Procedure, the Government hereby accord sanction for launching prosecution against the accused viz. Mohammad Ramzan Rather @ Rameez Ajaz Ahmad Sofi and Javid Ahmad Rather, for the commission of offences punishable under relevant sections as indicated in Para (6) above, arising out of FIR No. 48/2021 of Police Station, Kupwara.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD. NO. JKïï33

सत्यमेव जयते

THE
JAMMU AND KASHMIR OFFICIAL GAZETTE

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I–B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Jammu, the 23rd March, 2023.

SOï 156.ð Whereas, on 07-03-2019, an information was received by the Police Station, Bus Stand, Jammu, to the effect that some unknown persons lobbed a hand grenade at U-Market, Bus Stand, Jammu, with the intention to kill and cause damage to the lives of Police/ Security Forces and civilians, resulting in injuries to some civilians and damage to some vehicles on the spot ; and

2. Whereas, based on the above a Case FIR No. 12/2019 under Sections 307, 325 RPC, 3 Prevention and Suppression of Sabotages Act, (PSSA) 1965, was registered in the Police Station, Bus Stand, Jammu, and the investigation of the case was set into motion. During investigation, two injured persons identified as Mohd Shariq S/o Intizar R/o Toda, Kalyanpur, Uttrakhand and Rayaz Ahmad Pala S/o Mohd Amin Pala R/o Akura, Mattan, Anantnag, succumbed to their injuries. Subsequently, the offences under Section 302, 427, 323 RPC and Sections 16, 18, 20 and 38 of ULA (P) Act were added in the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, one Yasir Javaid Bhat S/o Javaid Ahmad Bhat R/o Chak Dassan, Yaripora, Kulgam, was found involved in the commission of crime. Subsequently, the said accused was arrested in the case and was found in contact with a terrorist of HM banned outfit namely Farooq Ahmad Bhat @ Umar @ Nalli S/o Ab. Ganie Bhat R/o Check Dessan, Yaripora, Kulgam, who provided a hand grenade to the accused viz. Yasir Javaid Bhat, with the directions to lob the same at Bus Stand, Jammu, in order to promote terrorist activities in Jammu City ; and

5. Whereas, during the investigation, it was established that the accused viz. Yasir Javaid Bhat, was working for the terrorists of HM banned outfit particularly the terrorist viz. Farooq Ahmad Bhat @ Umar @ Nalli, and under a well knit criminal conspiracy procured a hand grenade from the said terrorist and lobbed the same at Bus Stand, Jammu, which resulted in the death of two civilians ; and

6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms

of the provisions of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ð

S.No.	Name of the accused	Offence
1.	Yasir Javaid Bhat S/o Javaid Ahmad Bhat R/o Chak Dassan, Yaripora, Kulgam.	16, 18, 20 of ULA (P) Act.
2.	Farooq Ahmad Bhat @ Umar @ Nalli S/o Ab. Ganie Bhat R/o Check Dessan, Yaripora, Kulgam.	18, 20, 38 of ULA (P) Act.

7. Whereas, the accused terrorist viz. Farooq Ahmad Bhat @ Umar @ Nalli, is absconding and the proceedings under Section 299 Cr. PC have been proposed to be initiated against him ; and

8. Whereas, the Authority appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

9. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Yasir Javaid Bhat and Farooq Ahmad Bhat @ Umar @ Nalli, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against the each accused at Para (6) above, arising out of FIR No. 12/2019 of Police Station, Bus Stand, Jammu.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD. NO. JKï ï 33

सत्यमेव जयते

THE
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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR

CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Jammu, the 23rd March, 2023.

SOï 158.ð Whereas, on 09-09-2017, the Police Station, Shopian, received a docket to the effect that a reliable information was received regarding the presence of some unknown terrorists in the residential house of one Rouf Ahmad Khanday S/o Nazir Ahmad Khanday R/o Bunner, Barbug, Imamsahab, Shopian. Subsequently, a Joint Cordon and Search Operation was launched by the Police/Security Forces and during the search, the hiding terrorists fired indiscriminately upon the

Search Party, with their illegal arms/ammunition, with the intention to kill them, resulting in injuries to one lady namely Mst. Khushboo Jan D/o Fayaz Ahmad Wagay R/o Hermain, on the spot, the fire was retaliated, triggering an encounter ; and

2. Whereas, based on the above, a Case FIR No. 239/2017 under Sections 307, 353 RPC, 7/27 Arms Act and the Section 16 of ULA (P) Act, was registered in the Police Station, Shopian, and the investigation of the case was set into motion. Subsequently, during the investigation, the offence under Section 353 RPC was dropped and the offences under Section 326 RPC and 19, 20 and 23 of ULA (P) Act, were added in the case ; and

3. Whereas, during the search, dead bodies of two terrorists later on identified as Tariq Ahmad Bhat S/o Mohd Ibrahim Bhat R/o Barbug, Imamsahab, and Mohd Altaf Rather S/o Mohd Maqbool Rather R/o Awneera, were recovered from the place of encounter and one terrorist identified as Adil Hussain Dar S/o Nazir Ahmad Dar R/o Chitripora, was arrested on the spot. During the search arms/ammunition viz. 01 AK 56 rifle, 01 magazine, 14 rounds, 02 SLR Rifles, 03 Magazines, 73 rounds, 01 Pistol, 01 Magazine, 06 rounds and 02 hand grenades were recovered from the killed/arrested terrorists respectively ; and

4. Whereas, during the course of the investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

5. Whereas, during the investigation, the accused house owner viz. Rouf Ahmad Khanday, was arrested in the case and was found working for the terrorists, in order to promote terrorist activities in the area ; and

6. Whereas, during the investigation, it was established that the accused viz. Adil Hussain Dar, was member of terrorist organization of LeT banned outfit and the other accused viz. Rouf Ahmad Khanday, was working for the outfit particularly the terrorists viz. Tariq Ahmad Bhat, Mohd Altaf Rather and Adil Hussain Dar, and was voluntarily harbouring them for carrying out the terrorist activities in the area ; and

7. Whereas, the accused terrorists namely Tariq Ahmad Bhat and Mohd Altaf Rather, have been killed in the said encounter with the Security Forces and the proceedings under the law would abate against them ; and

8. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms of the provisions of the Unlawful Activities (Prevention) Act, 1967, as shown against their names :ð

S.No.	Name of accused	Offence
1.	Rouf Ahmad Khanday S/o Nazir Ahmad Khanday R/o Bunner, Barbug, Imamsahab, Shopian.	19 of ULA (P) Act.
2.	Adil Hussain Dar S/o Nazir Ahmad Dar R/o Chitripora, Shopian.	16, 20, 23 of ULA (P) Act.

9. Whereas, the Authority, appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

10. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for his prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Rouf Ahmad Khanday and Adil Hussain Dar, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against the each accused at Para (8) above, arising out of FIR No. 239/2017 of Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,
Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD NO. JK—33

सत्यमेव जयते

THE
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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Jammu, the 3rd April, 2023.

SO–186.—Whereas, on 03-07-2020, the Police Station, Shopian, received a docket to the effect that a Naka was established at Gagran, Shopian, and during the checking, a suspect while seeing the Naka Party tried to escape but was chased down on the spot and identified as Shayak Hussain Sofi S/o Ab. Hamid Sofi R/o Shamshipora, Shopian, who got

missing from his home and joined the terrorist ranks of HM banned outfit for carrying out the terrorist activities in the area ; and

2. Whereas, based on the above, a case FIR No. 157/2020 under Sections 20 and 38 of ULA(P) Act, was registered in the Police Station, Shopian, and the investigation of the case was set into motion. Subsequently during the investigation, the offence under Section 20 of ULA(P) Act was dropped from the case ; and

3. Whereas, during the course of investigation, the site plan of place of occurrence and the seizure memos were prepared and the statements of the witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, it was found that on 30-05-2020, the accused viz. Shayak Hussain Sofi, got missing from his home for which a missing report was lodged in the Daily Diary of Police Station, Heerpora, vide DD report No. 09 and the search of the said missing person was going on ; and

5. Whereas, during the investigation it was established that the accused viz. Shayak Hussain Sofi, was associated with the terrorist ranks of HM banned outfit and was carrying out the terrorist activities in the area ; and

6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms of the provisions of the Unlawful Activities (Prevention) Act, 1967, as shown against his name :ь

S. No.	Name of the accused	Offence
1.	Shayak Hussain Sofi S/o Ab. Hamid Sofi R/o Shamsipora, Shopian.	38 of ULA (P) Act.

7. Whereas, the Authority, appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention)

Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

8. Whereas, after perusing the Case Dairy File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for his prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Shayak Hussain Sofi, for the commission of offence punishable under Section 38 of ULA (P) Act, arising out of FIR No. 157/2020 of Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD. NO. JKï ï 33

सत्यमेव जयते

THE
JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 136] Jammu, Wed., the 26th April, 2023/6th Vai., 1945. [No. 3-d

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR

CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Jammu, the 26th April, 2023.

SOï 220.ð Whereas, on 07-04-2016, a reliable information was received by the Police Station, Shopian, to the effect that during the funeral prayers of a killed terrorist in Village Pahlipora, some Hurriyat activists identified as Mohd Yousuf Ganie @ Falai S/o Gh. Mohd Ganie R/o Molu Chitragam, Shakeel Ahmad Itoo S/o Gh. Mohd ltoo R/o Chotipora, Manihal, Nazir Ahmad Mantoo S/o Gh. Hassan Mantoo R/o Kanihama, Mohd Amin Ahanger S/o Gh. Hassan Ahanger R/o Chek

Sangran and Javid Ahmad Falai S/o Mohd Asan Falai R/o Ganowpora, raised anti national slogans against the sovereignty of India, besides, instigated the general public to pelt stones upon the Police/Security Forces ; and

2. Whereas, based on the above, a Case FIR No. 57/2016 under Sections 147, 148, 149, 336, 353 RPC and the Section 13 of ULA (P) Act was registered in the Police Station, Shopian, and the investigation of the case was set into motion ; and

3. Whereas, during the investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, the accused viz. Mohd Yousuf Ganie @ Falai, Shakeel Ahmad Itoo, Nazir Ahmad Mantoo, Mohd Amin Ahanger and Javid Ahmad Falai, were arrested in the case. During investigation, seven other persons namely Rayees Ahmad Mir S/o Gh. Nabi Mir R/o Gagran, Mohd Abbas Malik S/o Ab. Hameed Malik R/o Alyalpora, Shopian, Salman Manzoor S/o Manzoor Ahmad Ganie R/o Memander, Aqib Gulzar S/o Gulzar Ahmad Zargar, Zubair Mushtaq S/o Mushtaq Ahmad Salroo Rs/o Bongam, Shopian, Akeel Ahmad Parray S/o Wali Mohd Parray R/o Mandigam, Muqaddam Mohalla, Langate and Zohaib Mushtaq S/o Mushtaq Ahmad Mir R/o Bongam, Shopian, were found involved in the commission of crime and were also arrested in the case ; and

5. Whereas, during the investigation, it was established that on the date of occurrence the accused viz. Mohd Yousuf Ganie @ Falai, Shakeel Ahmad Itoo, Nazir Ahmad Mantoo, Mohd Amin Ahanger, Javid Ahmad Falai, Rayees Ahmad Mir, Mohd Abbas Malik, Salman Manzoor, Aqib Gulzar, Zubair Mushtaq, Akeel Ahmad Parray and Zohaib Mushtaq, raised anti national slogans and instigated the general public against the sovereignty and territorial integrity of the Union of India ; and

6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating

Officer, has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms of the provisions of Unlawful Activities (Prevention) Act, 1967, as shown against their name :ð

S. No.	Name of the accused	Offence
1.	Mohd Yousuf Ganie @ Falai S/o Gh. Mohd Ganie R/o Molu, Chitragam.	13 ULA (P) Act
2.	Shakeel Ahmad Itoo S/o Gh. Mohd Itoo R/o Chotipora, Manihal.	
3.	Nazir Ahmad Mantoo S/o Gh. Hassan Mantoo R/o Kanihama.	
4.	Mohd Amin Ahanger S/o Gh. Hassan Ahanger R/o Chek Sangran.	
5.	Javid Ahmad Falai S/o Mohd Asan Falai R/o Ganowpora.	
6.	Rayees Ahmad Mir S/o Gh. Nabi Mir R/o Gagran.	
7.	Mohd Abbas Malik S/o Ab. Hameed Malik R/o Alyalpora, Shopian.	
8.	Salman Manzoor S/o Manzoor Ahmad Ganie R/o Memander.	
9.	Aqib Gulzar S/o Gulzar Ahmad Zargar R/o Bongam, Shopian.	
10.	Zubair Mushtaq S/o Mushtaq Ahmad Salroo R/o Bongam, Shopian.	
11.	Akeel Ahmad Parray S/o Wali Mohd Parray R/o Mandigam, Muqaddam Mohalla, Langate.	
12.	Zohaib Mushtaq S/o Mushtaq Ahmad Mir R/o Bongam, Shopian.	

7. Whereas, the Authority, appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

8. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Mohd Yousuf Ganie @ Falai, Shakeel Ahmad Itoo, Nazir Ahmad Mantoo, Mohd Amin Ahanger, Javid Ahmad Falai, Rayees Ahmad Mir, Mohd Abbas Malik, Salman Manzoor, Aqib Gulzar, Zubair Mushtaq, Akeel Ahmad Parray and Zohaib Mushtaq, for the commission of offence punishable under Section 13 of ULA (P), arising out of FIR No. 57/2016 of Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD NO. JK—33

सत्यमेव जयते

THE
JAMMU AND KASHMIR OFFICIAL GAZETTE

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Srinagar, the 27th April, 2023.

SO–230.—Whereas, on 09-11-2022, the Police Station, Bahu Fort, Jammu, recived a written docket to the effect that a Naka was established at Narwal, and during the Naka, Police intercepted a vehicle (Tanker) for checking. The Driver of the vehicle alongwith two persons tried to escape but were chased down on the spot and identified as Mohd Yaseen Sohil S/o Mohd Ismail R/o Neel Hala, Banihal at present Puchal,

Pulwama, Farooq Ahmad Bhat S/o Abdul Aziz Bhat and Farhan Farooq S/o Farooq Ahmad Bhat R⁄s/o Frestabal, Pampore ; and

2. Whereas, based on the above, a case FIR No. 284/2022 under Section 353 IPC was registered in the Police Station, Bahu Fort, Jammu, and the investigation of the case was set into motion. Subsequently, during the invstigation the offences under Sections 7/25 Arms Act, 4/5 ESA and Sections 13, 18, 23 and 39 of ULA(P) Act were added in the case ; and

3. Whereas, during the investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, the accused viz. Mohd Yaseen Sohil, Farooq Ahmad Bhat and Farhan Farooq, were found in contact with a Pakistan based terrorist of JeM banned outfit namely Shahbaz R/o Pakistan, through the virtual mode who provided some arms/ammunition to the accused in order to promote terrorist activities in the area. Subsequently, during the investigation, 03 AK-56 rifles, 07 magazines, 180 rounds, 01 pistol, 02 magazines, 11 rounds and 06 hand grenades were recovered from the cabin of the said vehicle ; and

5. Whereas, during the investigation, it was established that the accused viz. Mohd Yaseen Sohil, Farooq Ahmad Bhat and Farhan Farooq, were working as Over Ground Workers (OGWs) for the terrorists of JeM banned outfit particularly the Pakistan based terrorist namely Shahbaz, and under a well knit criminal conspiracy were providing logistic support to him, besides, procured arms/ammunition from the said terrorist for carrying out the terrorist activities in the area ; and

6. Whereas, investigation in respect of Pakistan based terrorist namely Shahbaz, shall continue to ascertain his actual identity and to bring out his role/involvement in the case ; and

7. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms of the

provisions of Unlawful Activities (Prevention) Act, 1967, as shown against their names :ь

S. No.	Name of the accused	Offence
1.	Mohd Yaseen Sohil S/o Mohd Ismail R/o Neel Hala, Banihal at present Puchal, Pulwama.	13, 18, 23, 39 of ULA (P) Act.
2.	Farooq Ahmad Bhat S/o Abdul Aziz Bhat R/o Frestabal, Pampore.	
3.	Farhan Farooq S/o Farooq Ahmad Bhat R/o Frestabal, Pampore.	

8. Whereas, the Authority, appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

9. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Mohd Yaseen Sohil, Farooq Ahmad Bhat and Farhan Farooq, for the commission of offences punishable under Sections 13, 18, 23 and 39 of ULA (P) Act, arising out of FIR No. 284/2022 of Police Station, Bahu Fort, Jammu.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD NO. JK—33

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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT, J&K.

Notification

Srinagar, the 27th April, 2023.

SO–231.—Whereas, on 08-11-2022, the Police Station, Khrew, received a docket to the effect that a Naka was established at Ladhoo, Mandakpal crossing and during the checking a suspect while seeing the Naka Party tried to escape but was chased down on the spot and identified as Abid Ahmad Sheikh S/o Abdul Aziz Sheikh R/o Satpakhran, Khrew. During his personal search, the Police recovered 01 hand grenade from his possession ; and

2. Whereas, based on the above, a case FIR No. 69/2022 under Section 7/25 Arms Act, and the Sections 23, 38 and 39 of ULA(P) Act was registered in the Police Station, Khrew, and the investigation of the case was set into motion. Subsequently, during the investigation, the offences under Sections 13 and 18 of ULA(P) Act were added in the case ; and

3. Whereas, during the investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, it was found that the accused viz. Abid Ahmad Sheikh, was in contact with a terrorist of LeT banned outfit namely Riyaz Ahmad Dar @ Khalid Bhai S/o Ab. Aziz Dar R/o Sathergund, Kakapora, who provided a hand grenade to the accused viz. Abid Ahmad Sheikh, with the directions to lob the same upon the Police/Security Forces in order to promote terrorist activities in the area ; and

5. Whereas, during the investigation, it was established that the accused viz. Abid Ahmad Sheikh, was working as Over Ground Worker (OGW) for the terrorists of LeT banned outfit particularly the terrorist namely Riyaz Ahmad Dar @ Khalid Bhai, and under a well knit criminal conspiracy was providing logistic support to him, besides, procured a hand grenade from the said terrorist for carrying out the terrorist activities in the area ; and

6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable in terms of the provisions of Unlawful Activities (Prevention) Act, 1967, as shown against their names :ь

S. No.	Name of the accused	Offence
1.	Abid Ahmad Sheikh S/o Abdul Aziz Sheikh R/o Satpakhran, Khrew.	13, 18, 23, 39 of ULA (P) Act.
2.	Riyaz Ahmad Dar @ Khalid Bhai S/o Ab. Aziz Dar R/o Sathergund, Kakapora.	13, 18, 38 of ULA(P) Act.

7. Whereas, the accused terrorist namely Riyaz Ahmad Dar @ Khalid Bhai, is absconding and the proceedings under Section 299 Cr. PC. have been proposed to be initiated against him ; and

8. Whereas, the Authority, appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused ; and

9. Whereas, after perusing the Case Dairy File, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above-mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Abid Ahmad Sheikh, and Riyaz Ahmad Dar @ Khalid Bhai, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against the each accused at Para (6) above, arising out of FIR No. 69/2022 of Police Station, Khrew.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/
Additional Chief Secretary.

EXTRAORDINARY REGD NO. JK-33

सत्यमेव जयते

THE
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PART III

Law, Regulation and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—TRANSPORT DEPARTMENT,
J&K, JAMMU

Notification

Jammu, the 29th August, 2023.

SO-453.—Whereas vide Notification S.O.-348 dated 04th of July, 2023, the draft Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023, were published as required in terms of Sub-Section (1) of Section 212 of the Motor Vehicles Act, 1988 (59 of 1988), for inviting

objections and suggestions from all the persons likely to be affected thereby, before expiry of the period of thirty days from the date on which the copies of the Official Gazette containing the said notification were made available to the public ;

And whereas, copies of the said notification were made available to the public on 04th of July, 2023 ;

And whereas, the objections or suggestions received from the public/stakeholders in respect of the said draft rules have been considered by the Government of Jammu and Kashmir.

Now, therefore, in exercise of power conferred by Section 93 of the Motor Vehicles Act, 1988 (59 of 1988) read with Motor Vehicle Aggregator Guidelines, 2020 issued vide Notification No. S.O.-4251(E) dated 26th November, 2020 by the Ministry of Road, Transport and Highways, Government of India, the Government of Jammu and Kashmir hereby make the following rules, namely :—

1. **Short title, extent and commencement.—**(1) These rules may be called the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023.

(2) They shall be applicable to aggregators operating in the Union Territory of Jammu and Kashmir.

(3) They shall come into force from the date of publication in the Official Gazette.

2. **Definitions.—**

(1) "**Aggregator"** as defined in Section 1A of the Act, refers to a digital intermediary or market place for a passenger to connect with a driver for the purpose of transportation ;

(2) **"Act"** means the Motor Vehicles Act, 1988, including the amendments made subsequently ;

(3) **"App"** means an electronic interface operated by the aggregator or any third party on behalf of the Aggregator, which may be accessed either through a computer resource or a communication device ;

(4) **"Area of operation"** the area of operation of a vehicle operating under these rules shall be the area/route for which the permit has been granted to it ;

(5) **"CMVR"** means The Central Motor Vehicles Rules, 1989, including the amendments made subsequently ;

(6) **"Computer resource"** shall have the meaning ascribed to it under the Information Technology Act, 2000, as amended subsequently ;

(7) **"Communication device"** shall have the meaning ascribed to it under the Information Technology Act, 2000, as amended subsequently ;

(8) **"CERT-IN"** means Computer Emergency Response Team as provided in the Information Technology (Amendment) Act, 2008, wherein it has been designated to serve as the National Agency in the area of cyber security ;

(9) **"Fare"** means the total charges debited by the Aggregator to the Rider pursuant to the latter booking a ride through the Aggregator's App and completion of such ride ;

(10) **"Fee"** means the charges in respect of a license as prescribed under Rule 22 of these rules ;

(11) **"Form"** means the form appended to these rules ;

(12) **"Government"** means the Government of Jammu and Kashmir ;

(13) **"Licence"** means the licence issued to an Aggregator by the Licensing Authority ;

(14) **"Licensee"** means an Aggregator who holds Licence issued by the Licensing Authority notified by the Government ;

(15) **"Licensing Authority"** means the Transport Commissioner, J&K as defined in Jammu and Kashmir Motor Vehicle Rules, 1991 ;

(16) **"On-Boarding"** means the integration of a vehicle and Driver with the Aggregator and operating such vehicle with the Aggregator ;

(17) **"Off-Boarding"** means the segregation of an integrated vehicle from the Aggregator ;

(18) **"Rating"** means an assessment of the quality of a trip availed by a Rider, on the successful completion of the trip ;

(19) **"Refresher Training Programme"** means an annual training session for drivers integrated with the Aggregator, for a period of at least two days for cumulated 10 hours, delivered physically or virtually. The session shall include but not be limited to the course mentioned under the Induction Training Programme ;

(20) **"Remedial Training Programme"** means training course required to be compulsorily undertaken by Drivers whose Rating is below 2 percentiles from amongst all Drivers who are placed similarly in terms of the minimum duration of engagement with the Aggregator. Such duration shall be determined by the Aggregator ;

(21) **"Rider"** means a person who books a journey through the Aggregator App for availing the transportation provided by a Driver who is integrated with the Aggregator ;

(22) **"Security Deposit"** means the amount that shall be payable by an Aggregator applying for a licence furnished as Fixed Deposit Receipt, unless provided otherwise ;

(23) **"Service Provider Contract"** means the contract agreed and executed between the Aggregator and the driver specifying therein, contractual rights and obligations of both parties ;

(24) **"Surge pricing"** means the output of an algorithm of an Aggregator, which automatically raises the price of a trip when demand outstrips supply within a fixed geographic area ; and

(25) **"Induction Training Programme"** shall have the meaning ascribed under Rule 8(ii).

3. **Applicability.—**These rules are applicable to Aggregators on-boarding transport vehicles in the area of operation. The vehicles that may be integrated by the Aggregator shall include all Motor Vehicles under the Act and e-rickshaw.

4. **Necessity of License.—**No person shall act or permit any other person to act as an aggregator unless he holds an effective license issued under these rules.

5. **Eligibility of an Aggregator.—**(1) The applicant shall be a company registered under the Companies Act, 1956 or 2013 or a Co-operative Society registered under the Co-operative Societies Act, 1912/Jammu and Kashmir Co-operative Societies Act, 1989 formed by an association of drivers or motor vehicle owners or such other association or a limited liability partnership under the Limited Liability Partnership Act, 2008.

(2) The applicant shall have a registered office in India.

6. **Application for grant or renewal of Licence and matters connected therewith.—**(1) Any person who is eligible under Rule 5, may make an application for grant of Licence in **Form I** appended to these rules, accompanied by proof of payment of application fee, Security Deposit, and the following documents :—

a. Certificate of Incorporation, in case of a Company under the Companies Act, 2013 or 1956 ; or

b. Registration certificate, in case of a Co-operative Society registered under Co-operative Societies Act, 1912/Jammu and Kashmir Co-operative Societies Act, 1989 ; or

c. Partnership deed, in case of Partners under Limited Partnership Act, 2008 ;

d. A self attested affidavit from the Authorised Signatory of the Company/Co-operative Society/Partners, to the effect that the operations shall commence within six months from the grant of license ; and that all the conditions laid down in Rules 8, 9, 10, 11, 12, 13 & 14 of these rules shall be complied with before commencement of operations ;

e. A self attested Affidavit from the Authorised Signatory declaring therein that they have their own arrangement of a driving test facility with simulator(s), in Jammu and Kashmir or that they have outsourced it to a third party who have the facility of a driving simulator ; and are authorised for operating such facility by the Motor Vehicles Department in Jammu and Kashmir ; with respect to the vehicle to be on-boarded, for conducting Induction Training Programme.

Explanation:—Induction Training Programme refers to a compulsory (5) five-day training programme for cumulated thirty (30) hours conducted by the Aggregator prior to the commencement of on-boarding of vehicle, either independently or by liasoning with a professional institution for providing course compliant with National Skills Qualification Framework (NSFQ). The broad details of the course shall be made available online for information of citizens. The course shall include but not be limited to apprising, educating and training the Drivers—

i. To efficiently use the Aggregator app ;

ii. On the provisions under the Motor Vehicles Act, 1988 and rules thereunder ;

iii. On road safety and first responder training for six (6) hours out of the total thirty (30) hours mentioned above ;

iv. On careful driving ;

v. On motor vehicle maintenance ;

vi. On maintenance of health and hygiene ;

vii. On fuel efficient driving ;

viii. On familiarization with the routes in the area of operation ;

ix. On the terms and conditions of the contract between the driver and the aggregator ;

x. On gender sensitization and safety of women and girl child.

7. Grant, renewal and validity of licence.—(1) The licensing authority, after ensuring that the application is accompanied with requisite documents as per Rule 6, shall grant the license in **Form III** appended to these rules within a period of thirty days from the date of receipt of an application complete in all respects. Provided further that—

a. In case the licensing authority fails to decide on the application within a period of thirty days, it shall then be deemed that the license has been granted ;

b. In case of rejection by the licensing authority, the reasons shall have to be recorded and communicated to the applicant.

(2) A Licence granted shall be valid for a period of five (5) years from the date of issuance ; subsequent to which it may be renewed for a period of five (5) years by the Licensing Authority on the basis of an application for renewal made by the Aggregator in **Form ll** appended to these Rules. Notwithstanding anything provided in this rule, a license may be cancelled/suspended by the Licensing Authority as per Rules 19 and 20 of these rules.

(3) For the purpose of renewal of license, the Licensing Authority shall examine the aggregator's records of compliance with these rules. Provided further that the licensing authority may decide not to renew the license of an aggregator who has received five (5) suspensions during the preceding five (5) years of validity of such license.

(4) A Licence issued under these rules shall be transferred on a joint application being made by the transferor and transferee subject to compliance with these rules.

(5) Where the Licence is lost or destroyed, an application for issue of a duplicate shall be made in **Form lV** appended to these Rules along with the prescribed fee. A duplicate Licence so issued shall be marked "**Duplicate**" in red ink.

8. **Compliances with regard to Drivers.—**(1) The Aggregator shall ensure compliance with the following conditions, relevant to Drivers, prior to On-boarding of such Drivers :—

(a) The Driver should hold a valid proof of identity being an EIC card or Aadhaar card or PAN card ;

(b) The Driver shall be holder of a driving license to drive the relevant vehicle (as applicable) and a badge (as may be applicable) ;

(c) The Driver shall have a minimum driving experience of 2 years. In case of the driving experience being less than 2 years, the Driver shall undertake a driver training facilitated by the Aggregator for a period of 15 days prior to on-boarding. This shall be in addition to the Induction Training Programme ;

(d) The Driver shall be a holder of KYC compliant bank account or holder of Jan Dhan account under the Pradhan

Mantri Jan-Dhan Yojana, in accordance with the norms prescribed by Reserve Bank of India ;

(e) The Driver of the vehicle shall not have been convicted within the past 3 years, for the offence of driving under the influence of drugs or alcohol, or any cognizable offence under the Code of Criminal Procedure, 1973 or the Indian Penal Code, 1860 (as may be applicable) including fraud, sexual offences, use of a motor vehicle to commit a cognizable offence, a crime involving property damage or theft, acts of violence, or acts of terror ;

(f) The Driver shall undergo a complete medical examination, including eye check-up, by a hospital or medical institution prescribed by the Aggregator. Costs for such medical check-up shall be borne by the Aggregator ;

(g) Complete police verification of the identity of the Driver and his antecedents with a written record of such verification prior to fifteen days of on boarding. For facilitation of the same, the police authorities shall be provided access to the Aggregator's Application Programming Interface (API) by the Aggregator. Subsequent to such verification, the police authorities shall grant certificate of good moral character without any criminal record to the Driver ;

(h) Execution of a valid enforceable Service Provider Contract with the relevant Driver in English and the language understood by the Driver, specifying at necessary terms and conditions applicable for on-boarding of vehicle and operating vehicles therein.

(2) The Aggregator shall ensure compliance with the following conditions, relevant to Drivers, during operations :—

(a) Ensuring a health insurance for each Driver integrated with the Aggregator for an amount not less than Rs. 5 lakhs with base year 2020-21 and increased by 5% each year ;

(b) Ensuring a term insurance for each Driver integrated with the Aggregator for an amount not less than Rs. 10 lakhs with base year 2020-21 and increase by 5% each year ;

(c) Conducting Refresher Training Programme once a year. Record of such training sessions shall be documented and preserved for at least one year. The Aggregator may be permitted to collaborate and partner with any specialized institution authorised by the Jammu and Kashmir Motor Vehicles Department, for providing such training ;

(d) Ensuring that the Driver shall not be logged in for an aggregate of twelve (12) hours on a calendar day. A mandatory break of ten (10) hours for the Driver shall be imposed subsequent to a login extending twelve (12) hours ;

(e) The Aggregators to develop a mechanism on their respective Apps to ensure that Drivers engaged with more than one Aggregator do not drive beyond a cumulative period of 12 hours either on their or another Aggregators App so as to safeguard the Driver, passenger as well as road users ;

(f) Maintaining and examining updated copies of the following records pertaining to the Drivers of vehicles (pursuant to due verification with the originals), regularly on the portal of SARATHI ;

(g) A photograph of the Driver ;

(h) Driving license ;

(i) Present residential address along with proof ;

(j) RBI compliant KYC bank account details ;

(k) Self-attested copies of EIC card or Aadhaar card or PAN card ;

(l) Contact details and addresses of two members from the Driver's family ;

(m) Enabling the Drivers to operate with multiple Aggregators, provided each of them complies with the requirements and Driver training programs relevant to each Aggregator ;

(n) Ensuring that on termination or end of the Service Provider Contract with a Driver, all equipment or brand stickers belonging to the Aggregator is removed and identity card or authorization issued to the Driver by the Aggregator is confiscated ;

(o) Implementing a mechanism in the App for rating of Driver by corresponding Rider with respect to a ride availed on the App, indicative of the Rider's experience of the ride and Driver's etiquette. The same shall be applicable to the Driver's rating for a Rider ;

(p) Further, Drivers with ratings below two (2) percentiles shall be required mandatorily to undertake the Remedial Training Programme until the completion of which such Driver shall be off-boarded.

9. **Compliances with regard to vehicles.—**The following compliances with regard to a vehicle shall be ensured by an Aggregator as a pre-requisite for the purposes of integration with Aggregator :—

(1) Valid registration of the vehicle ;

(2) Valid permit, as may be applicable ;

(3) Valid fitness certificate as obtained under the Act ;

(4) Requisite placement of the registration mark displayed in English and the figures in Arabic numerals displayed in such form and manner as specified in the Rules ;

(5) Valid third-party insurance ;

(6) Valid Pollution Under Control (PUC) certificate ;

(7) Compliance with emission norms of BS lV or above for motor cab and BS III or above for other vehicles ;

(8) Compliance with city specific fuel norms ;

(9) Updated payment of applicable taxes and other dues ;

(10) Clearance of pending e-challans applicable to the vehicle prior to integration of such vehicle ;

(11) Fitment of a AIS 140 Certified Vehicle Tracking and Monitoring System with panic buttons relevant for a Public Service vehicle, as specified by the Ministry of Road Transport and Highways, which shall be connected to the control room of the Aggregator ;

(12) Placement of a fire extinguisher ;

(13) Disabled child lock mechanism ;

(14) Enabled manual override for the central locking system ;

(15) Display inside the vehicle, except motorcycles, containing vehicle permit (as applicable) and copy of the Driver's driving license. The display shall be placed on the side of the passenger seat next to the Driver in such manner as shall be clearly visible to the passengers in the concerned vehicle ;

(16) Fitment of 'TAXI' roof sign visible from the front and rear on LMV, in compliance with Automotive Industry Standards (AIS) or any such standard specified ;

(17) During operations, the Aggregator shall maintain and examine digital records of all vehicles integrated with the Aggregator that shall be updated on a real time basis by the Aggregator on https://vahan.nic.in/nrservices/. Maintaining updated copies of the following records pertaining to the Driver's vehicle (pursuant to due verification with the originals), regularly :—

(a) Certificate of Registration ;

(b) Certificate of Fitness ;

(c) Permit of the vehicle ;

(d) Chassis and engine numbers ; and

(e) Commercial insurance policy covering third party risk as prescribed in the Act ;

(f) Pollution under control certificate ;

(g) Clearance of pending e-challans within a period of 2 months from the issuance of such e-challans.

10. **Compliances with regard to the Aggregator's App and Website.—**(1) The App shall be formulated in a manner that is complaint with the applicable law.

(2) The App shall be accessible in English and Hindi as the primary languages, for the Rider along with one official language of Jammu and Kashmir. Additionally, the App shall be accessible in such language that is understandable by the Driver.

(3) Ensuring that the in-app vulnerabilities are revealed to Indian Computer Emergency Response Team formed under the aegis of the

Ministry of Electronics and Information Technology. Safety of the App shall be certified by a recognized cyber security firm.

(4) Ensuring that the data generated on the App is stored on a server in India and that such stored data shall be for a minimum of 3 months and maximum of 24 months from the date on which such data is generated. This data shall be made available to the Jammu and Kashmir Government as per due process of law. Any data related to customers shall not be disclosed without the written consent of the customer.

(5) Ensuring that the details of daily trips operated by each vehicle, details of passengers commuting in each vehicle, origin and destination of each journey undertaken and the fare collected, shall be undertaken by a Driver and Rider shall be accessible on the App for a period of three (3) months from the date of such trip.

(6) Ensuring transparency in its operations, including but not limited to, functioning of the App algorithm, proportion of fare-payable to the Driver, incentives given to the Drivers, charges received from the Driver and such other information as may be notified by the Jammu and Kashmir Government, by making disclosures on the Aggregators Website and App and updating such disclosures, as per requirement.

(7) Inclusion of a feature enabling the Rider to share the live location and status of his/her ride after the ride booked through the App has commenced.

(8) Ensuring that the picture of each Driver integrated with the Aggregator is clearly visible on the App.

(9) Presence of the Website comprising details of the ownership, registered address, fare structure, services offered, consumer services telephone-number and email address and such other details as may be needed.

(10) Implementing a zero-tolerance policy on the use of drugs or alcohol applicable to any Driver, provide notice of the zero-tolerance policy on its website, as well as the procedure to report a complaint about a Driver when a passenger reasonably suspects that the Driver is under the influence of drugs or alcohol during the course of the ride. The Aggregator shall immediately Off-board such Driver upon receipt of a passenger's complaint alleging violation of the zero-tolerance policy. The suspension shall last or continue during the period of investigation by the Aggregator.

(11) Establishing a control room with 24x7 operations within territorial jurisdiction of the licensing authority and ensuring that all the vehicles, on direction of the Aggregator, maintain uninterrupted contact with the control room. The control room shall be in a position to monitor the movements of all the vehicles on the directions of the Aggregator.

(12) Establishing call centres with valid telephone number and operational email address displayed clearly on the App with 24x7 operations wherein assistance shall be provided to the Rider and/or the Driver in English and Hindi as the primary languages, for both the Driver and the Rider along with the option of an official language of the relevant state. These call centres shall be responsible for the following :—

(a) To enable the Rider and/or Driver to contact the Aggregator's call centre in relation to issues concerning the ride, while the ride is in progress or after the completion of the ride for a period of 3 months as specified under Clause 4 above, by inclusion of a call feature on the App. The Aggregator shall also provide for the assigned Driver's direct contact number, to be available to the Rider and accessible for a period of 24 hours from when the ride was availed.

(b) To ensure timely and effective redressal of the Riders' grievances on receipt of any complaint concerning the ride/the Driver/the condition of the vehicle. Rider concerns pertaining to a ride and the Driver may be reported not beyond a period of 24 hours from when the ride was availed :—

Provided that the complaint registered with the grievance redressal centre is criminal in nature, then the limitation period for filing such complaint shall be extended beyond the specified limit of 24 hours up to a maximum of 72 hours. In such scenario, the concerned Driver shall be Off-boarded from the Aggregator till such issue is not resolved :

Provided further that, in case of complaints against the Driver concerning violation of the provisions under the Act, the Driver shall be Off-boarded for a period of 2 days, from the day on which the complaint has been made.

(13) Extending utmost cooperation with investigating authorities in relation to any untoward accident or incident involving jeopardizing a

Rider's safety, which may have arisen due to action or inaction of the Driver on an assigned trip.

(14) Ensure that city taxis, if seeking to integrate with the Aggregator, are permitted such integration. Provided these taxis are compliant to be integrated with the Aggregator as specified under Clause 7 above.

(15) The Aggregator shall comply with the applicable provisions prescribed under the Act and the Information Technology Act, 2000, including intermediary guidelines. Safety of the App shall be certified by CERT- IN empanelled Cyber Security Firm.

11. **Compliances to Ensure Safety.—**(1) Ensuring appropriate functioning of the GPS installed in the vehicle and provide efficient resolution for any issues that may develop in its functioning.

(2) Ensuring that the Driver plies the vehicle on the route assigned on the App and in non-compliance of the same, developing a mechanism wherein the app device indicates the fault to the Driver and the control room of the Aggregator immediately communicates with the Driver with regard to the same.

(3) Ensuring safety of women employees and Drivers by introducing mechanisms to protect their rights, in compliance with the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.

(4) Enforcing a mechanism on the App to ensure that the identity of the Driver undertaking a trip is same as the one enlisted with the Aggregator requiring verification every time a trip is accepted.

(5) Ensuring regular spot checks of vehicles integrated with the Aggregator by personnel authorized by such Aggregator.

12. **Ride Pooling.—**(1) Aggregators may provide pooling facilities to Riders whose details and KYC are available who shall be travelling along the same route but with varied stoppages from one point to another under a virtual contract through the App.

(2) Female passengers seeking to avail ride pooling shall also be provided the option to pool only with other female passengers.

(3) The pooling facilities shall be available within certain Kilometers of detour from the route assigned to be undertaken for a destination specified by the first Rider in such vehicle.

13. **Non-discrimination policy to be followed by the Aggregator.—**The Aggregator shall ensure that vehicles actually owned by the Aggregator are treated at parity with those vehicles which are not Aggregator owned, once such vehicles are integrated with the Aggregator.

14. **Regulation of fares.—**(1) The city taxi fare indexed by Wholesale Price Index (WPI) for the current year shall be the base fare chargeable to customers availing Aggregator service.

(2) The base minimum fare chargeable to customers availing Aggregator services shall be, for a minimum of 3 kilometres to compensate for dead mileage and distance travelled and fuel utilized for picking up the customers.

(3) The Aggregator shall be permitted to charge a fare 50% lower than the base fare and a maximum Surge pricing of 1.5 times the base fare specified under Clause 14(1) hereinabove. This will enable and promote asset utilization which has been the fundamental concept of transport aggregation and also substantiate the dynamic pricing principle, which is pertinent in ensuring asset utilization in accordance with the market forces of demand and supply.

(4) The Driver of a vehicle integrated with the Aggregator shall receive at least 80% of the fare applicable on each ride and the remaining charges for each ride shall be received by the Aggregator.

(5) For the purposes of motor cabs, fare regulation under this Rule 14 shall only be applicable for motor cabs not exceeding 4 meters of length of below engine capacity of 1500cc diesel or petrol.

(6) No passenger shall be charged for dead mileage (except when the distance for availing the ride is less than 3 kms as mentioned under Clause 14(2) above and the fare shall be charged only from the point of boarding to the point of alighting.

15. **Exemption from application of Rule 14.—**(1) Fare regulation as provided under Rule 14 above shall not be applicable to :—

(a) Electric/alternate fuel vehicles of all categories ;

(b) Vehicles driven by women drivers ;

(c) Vehicles driven by transgender drivers ;

(d) The entire fleet of vehicles of those aggregators who have on-boarded electric/alternate fuel vehicles of "Category M", as defined in CMVR, to the extent of at least ten (10) per cent of this segment of the fleet ;

(e) The entire fleet of vehicles of those aggregators who have women comprising at least twenty five (25) percent of their on-boarded drivers.

16. **Cancellation of Rides.—**(1) On cancellation of a booking by a Driver, subsequent to accepting a ride on the App, a penalty of 10% of the total fare not exceeding Rs. 100, shall be imposed, when such cancellation is made without such valid reason that shall be stipulated by the Aggregator on its Website and on the App.

(2) On cancellation of a booking by a Rider, subsequent to booking a ride on the App, a penalty of 10% of the total fare not exceeding Rs. 100, shall be imposed, when such cancellation is made without such valid reason that shall be stipulated by the Aggregator on its Website and on the App. The said amount shall be divided between the Driver and the Aggregator in the same proportion as Clause 14(4) hereinabove.

17. **Aggregation of non-transport vehicles by Aggregators.—** (1) An aggregator may on board non-transport vehicles that have been permitted to operate as commercial vehicles in accordance with the J&K Motor Vehicle Rules, 1991, as amended subsequently.

(2) In addition to the compliances mentioned in these rules, read with the J&K Motor Vehicle Rules, 1991, as may be applicable, the following shall be complied with by the Aggregator seeking to aggregate non-transport vehicles:—

(a) A maximum of four ride-sharing intra-city trips on a calendar day and a maximum of 2 ride-sharing inter-city trips per week shall be permitted for each vehicle with the driver, integrated with the Aggregator ;

(b) The vehicle integrated under this Rule 17 shall obtain an insurance of at least Rs. Five (5) lakh for the ride-sharers in the vehicle, other than the owner or driver integrated with the Aggregator.

18. **Suspension of Aggregator License.—**(1) Suo moto or on a complaint made to the Licensing Authority, subsequent to providing the Aggregator with an opportunity of being heard within fifteen (15) days from date of such complaint or *suo moto* action, suspend the license for a period, by way of a reasoned order in writing, which shall not be less than 10 days and which shall not exceed 6 months at a time ("Suspension Order") if, —

(a) There exists a systemic failure by the Aggregator to ensure safety of the Rider and/or the Driver and the same may be evidenced by an analysis of quarterly Ratings with regard to the relevant parameter ;

(b) There exists repetitive instances of financial inconsistencies with regard to the fares charged to Riders, unjustified imposition of Surge pricing, non-compliance with the proportionate division of fares between the Drivers and the Aggregator, unsubstantiated imposition of charges on the Drivers, all of which may be determined by Ratings and/or examination of the financial records pertaining to the Aggregator's operations, in compliance with powers granted to the Government under Rule 21(1) ;

(c) The Aggregator fails to comply with the contractual obligations towards the Drivers ;

(d) The Aggregator fails to comply with any of the requirements or conditions of these rules amounting to minor, moderate or gross offences, as may be determined by the Government. The following parameters may be considered by the Government while categorizing the offences of non-compliance with these rules :—

i. Effect on health and safety of Riders and/or Drivers which may have been averted by complying with these rules ;

ii. Number of deaths or severe injuries to Riders and/or Drivers caused due to violation of safety standards by the Aggregator ;

iii. Effect on Drivers' welfare and livelihood due to violation of contractual obligations ;

iv. Severity of financial swindling ;

v. And such other parameters as the Government may deem fit and appropriate :

Provided that where the Aggregator is liable to be suspended and the Licensing Authority is of the opinion that having regard to the circumstances of the case it would not be necessary or expedient to suspend the License, the Aggregator may pay a sum as decided by the licensing authority not exceeding Rs. 10000. This is notwithstanding the fine imposed against the Aggregator under Section 193 (2) of the Act.

(2) On completion of period specified in the Suspension Order the Aggregator shall by way of an undertaking in writing acknowledge the reasons for suspension as specified in the suspension Order and undertake that the same stands rectified and will be therefrom complied with. Subsequent to this, the Licensing Authority shall pass an order acknowledging the satisfaction of the Suspension Order and receipt of the undertaking and grant the Aggregator temporary permission to continue operations for a period which shall not be less than 2 months but not more than 6 months ("Probationary Period") while still withholding the Aggregator's License.

(3) During the Probationary Period, the Aggregator shall continue operations and rectify the reasons causing the former suspension while ensuring compliance with these rules in its entirety. Subsequent to the expiry of the Probationary period the Licensing Authority shall examine the operations of the Aggregator to ensure compliance with these rules and rectification of the issues causing the former suspension.

(4) If the Licensing Authority stands satisfied pursuant to the examination at the end of the probationary period, the Licensing Authority shall issue a no objection certificate (NOC) to the Aggregator and return the License, subsequent to which the Aggregator shall continue operations. If unsatisfied, a second Probationary period of seven (7) days shall be granted for implementing the requisite rectifications.

(5) If satisfied, a NOC shall be granted to the Aggregator subsequent to investigation after the expiry of seven (7) days and the License shall be returned. lf the requisite rectifications remain unsatisfied, the Licensing Authority may within fifteen (15) days, after

giving an opportunity of being heard to the Aggregator, suspend the License for period which shall not be less than forty-five days and not more than three months, specifying the reasons for continued suspension by way of a written order ("Continuing Suspension Order"). On receipt of a Continuing Suspension Order, the same procedure shall be followed as specified in this Rule 18(2), 18(3) and 18(4) above.

(6) Without prejudice to an order of suspension passed by the Licensing Authority, the security provided by way of bank guarantee may also be forfeited in part, depending upon the extent of the violation. If the security is forfeited, the same shall only be returned on the Aggregator receiving the License again and not during either of the Probationary period.

(7) Where a License is suspended, the Aggregator shall immediately stop all operations under the License till the time such suspension is revoked.

19. **Cancellation of Aggregator License.—**(1) A show cause notice shall be issued to the Aggregator for cancellation of the Aggregator's License, if the Aggregator —

(a) Has received more than three (3) suspensions within one financial year ; or

(b) Has failed to receive its License and NOC pursuant to a second examination of the Continuing Suspension Order ; or

(c) Is responsible for the commission of a gross offence as categorized by the Government under Rule 18(1) (d) above.

(2) The Licensing Authority may within two (2) days of issuing the show cause notice provide an opportunity of being heard to the Aggregator and thereafter cancel the license.

(3) Where a license is cancelled, the Aggregator shall immediately stop all operations under the license.

(4) Without prejudice to an order of cancellation passed by the Licensing Authority, the security provided by way of bank guarantee shall be forfeited in full.

(5) The Aggregator may, at any time, voluntarily surrender the license for cancellation. On such surrender of the license, the security by

way of bank guarantee if any shall be returned to the Aggregator after the payment of outstanding dues if any.

20. **Appeal.—**(1) The Aggregator aggrieved by any order passed by the Licensing Authority may, within 30 days of receipt of the order, appeal to Government in Transport Department.

(2) An appeal shall be in the form of a memorandum in duplicate setting forth the grounds for the appeal and shall be accompanied by the requisite fee and the certified copy of the order passed by the Licensing Authority.

21. **Powers and responsibilities of the Government.—**(1) The Government shall be empowered to call for such information and documents from the Aggregator, as deemed fit to ensure compliance by the Aggregator with these rules pursuant to prior written notice. This shall also include the power to investigate about the Drivers who have been off boarded at more than one instance ;

(2) The Government shall have the power to conduct search and investigation of the Aggregator's premises, as specified in Form I of these Rules, for the effective implementation of these rules.

(3) The Government shall provide access to the VAHAN and SARATHI portal operated by the Ministry of Road Transport and Highways, Government of India to enable the Aggregator to update the details of vehicles and Drivers integrated with the App.

(4) The Government shall ensure complete confidentiality and secrecy of the documents and information obtained from the Aggregator under Rule 21(1) above and any such other information which it may call for.

22. **Fee for Aggregator.—**

S. No.	Particulars	Amount in Rupees
1.	Grant of license	5,00,000
2.	Renewal of License	2,500
3.	Issue of duplicate license	2,500
4.	For noting change of address of the Licensee	2,500

23. **Security Deposit for Aggregator.—**

S. No.	Particulars	Amount in Rupees
1.	Up to 100 buses or 1000 other motor vehicles	1,00,000
2.	Up to 1000 buses or 10000 other motor vehicles	2,50,000
3.	More than 1000 buses or 10000 other motor vehicles	500,000

24. **Repeal and savings.—**(1) The Jammu and Kashmir Taxi Aggregator Rules, 2020 (hereafter in this section referred to as the repealed rules) are hereby repealed.

(2) Notwithstanding such repeal, any action taken under the rules so repealed shall be deemed to have taken under the corresponding provision of these rules.

By order of the Government of Jammu and Kashmir.

(Sd.) G. PRASANNA RAMASWAMY, IAS,
Secretary to the Government.

FORM I

[*See Rule 6(1)*]

Application for the Grant of License for Aggregator under the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023

To,

The Transport Commissioner, J&K

I, the undersigned hereby apply for grant of a License for operation as an Aggregator under the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023.

1.	Name in full	
2.	Address of the main office	
3.	Number of branches and addresses, if any	
4.	a. lf a registered company, enclose a copy of certificate of incorporation ; or b. lf a corporative society, enclose a copy of certificate of registration of the Society ; or c. If Partners under Limited Partnership Act, 2008, enclose a copy of the partnership deed	
5.	Name and contact details of Key Managerial Personnel or Authorized Signatory	1. 2. 3.
6.	Telephone number, website address and Email ID	
7.	Affidavit as per Rule [6 (1) (d)] & [6 (1) (e)]	
8.	Details of fee paid along with proof of payment	
9.	Details of security deposit by way of Bank Guarantee in favour of Transport Commissioner, J&K	

I hereby declare that the information given above and other documents enclosed herewith are true to the best of my knowledge. I understand that if any information is found to be incorrect at any point of time, the License granted to me is liable to be cancelled, besides initiating other legal action/actions against me. I have gone through the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023. I accept and agree to abide by the same and the reference statues and rules mentioned herein.

Place:

Date:

Signature of the Applicant/Authorized Signatory

(along with company seal, as applicable)

FORM II

[*See Rule 7(2)*]

Application for the Renewal of License for Aggregator under the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023

To,

The Transport Commissioner, J&K

I, the undersigned hereby apply for renewal of Taxi Aggregator License for operation as an Aggregator under the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023—

1.	Name in full	
2.	Address of the main office	
3.	Number of branches and addresses, if any	
4.	a. lf a registered company, enclose a copy of certificate of incorporation ; or b. lf a corporative society, enclose a copy of certificate of registration of the Society ; or c. If Partners under Limited Partnership Act, 2008, enclose a copy of the partnership deed.	
5.	Name and contact details of Key Managerial Personnel or Authorized Signatory	1. 2. 3.
6.	Telephone number, website address and Email ID	
7.	Number of (type of vehicle) proposed to be operated. (Enclose a separate list containing vehicle numbers and permit particulars of each vehicle)	
8.	Details of GPS/ GPRS facility	
9.	Details of other infrastructure	
10.	Details of returns filed in the last three years. Enclose copies of financial statements of last three years	
11.	Details of license: a. License Number b. No. of suspensions, if any, and details thereof.	
12.	Details of fee paid along with proof of payment	
13.	Details of security deposit by way of Bank Guarantee in favour of Transport Commissioner, J&K	

I hereby declare that the information given above and other documents enclosed herewith are true to the best of my knowledge. I understand that if any information is found to be incorrect at any point of time, the License granted to me is liable to be cancelled, besides initiating other legal action/actions against me. I have gone through the provisions of the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023. I accept and agree to abide by the same and the reference statues and rules mentioned herein.

Place:

Date:

Signature of the Applicant/Authorized Signatory

(along with company seal, as applicable)

FORM III

[*See rule 7(1)*]

License for Aggregator

Mr./Mrs./M/s [_____] is hereby licensed to operate as an Aggregator under the Motor Vehicles Act, 1988 in compliance with the rules stipulated under the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023.

1.	Name of the Aggregator (in full)	
2.	Addresses of the main office	
3.	Addresses of the branches, if any	
4.	Telephone number, website address and email id	
5.	Number of auto rickshaw/e-rickshaw/motor cab/motor cycle or bus (as per the list enclosed by the aggregator in Form I/II, as may be required at the time of renewal)	
6.	Details of fee paid	
7.	Details of bank guarantee	

The licensee shall comply with all the relevant rules as mandated under the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023.

Place:

Date:

Signature of the Licensing Authority.

FORM IV

[*See Rule 7(4)*]

Application for the issue of Duplicate License

To,

The Transport Commissioner, J&K

Sir/Madam,

The License issued to [Name of the License] under Clause 6(1) of the Jammu and Kashmir Motor Vehicle Aggregator Rules, 2023 bearing No. [_____] has been lost/destroyed/completely written off/soiled/torn/mutilated in the following circumstances :—

[_____]

I/We hereby declare that to the best of my/our knowledge the license has not been suspended or cancelled under the provision of the Act or rules made thereunder and the circumstances explained above are true.

I/We do hereby apply for the issue of a duplicate license.

The written off/soiled/torn/mutilated Certificate of registration is enclosed/copy of the FIR filed against the loss of the License is enclosed.

Place:

Date:

Signature of the Applicant/Authorized Signatory

(along with company seal, as applicable)